

EHB 1293

THE STATE SENATE
Monday, April 11, 2005

ENGROSSED

House Bill No. 1293

As Amended

ENGROSSED HOUSE BILL NO. 1293 - By: BENGE, LAMONS, TREBILCOCK and NANCE of the House and MORGAN of the Senate.

[public health and safety - Board of Medicolegal Investigations - clarifying language - Alzheimer's Research Advisory Council - effective date]

SECTION 1. AMENDATORY 63 O.S. 2001, Section 931, is amended to read as follows:

Section 931. The Board of Medicolegal Investigations is hereby re-created. The members of the Board shall be:

1. The Director of the State Bureau of Investigation, or a designee;

2. The State Commissioner of Health, or a designee;

3. The Dean of the College of Medicine of the University of Oklahoma, or a designee;

4. The President or Dean of the Oklahoma State University ~~College of Osteopathic Medicine~~ Center for Health Sciences, or a designee;

5. The President of the Oklahoma Bar Association, or a designee;

1 6. The President of the Oklahoma Osteopathic Association, or a
2 designee;

3 7. The President of the Oklahoma State Medical Association, or
4 a designee; and

5 8. A funeral director, as provided by Section 396.3 of Title 59
6 of the Oklahoma Statutes, appointed by the Oklahoma State Board of
7 Embalmers and Funeral Directors.

8 The Chief Medical Examiner shall be an ex officio nonvoting member
9 of the Board. The Board shall elect one of its members as chair and
10 one of its members as vice-chair. Members of the Board shall
11 receive no compensation for their services on this Board. Regular
12 meetings of the Board shall be held at such times as determined by
13 its members, and special meetings may be called by the chair. Four
14 members shall constitute a quorum.

15 SECTION 2. AMENDATORY Section 5, Chapter 374, O.S.L.
16 2002, as amended by Section 2, Chapter 412, O.S.L. 2003 (63 O.S.
17 Supp. 2004, Section 3240.3), is amended to read as follows:

18 Section 3240.3 A. The Oklahoma Legislature finds that care of
19 medically indigent persons and the needs of the Oklahoma State
20 University ~~College of Osteopathic Medicine~~ Center for Health
21 Sciences and the University of Oklahoma College of Medicine (Tulsa)
22 will be enhanced through the establishment of the Community
23 Hospitals Authority. The purpose of the Community Hospitals

1 Authority is to provide maximum utilization and efficient
2 administration in order to deliver health care services to medically
3 indigent persons and to promote the teaching and training of
4 physicians.

5 B. The Community Hospitals Authority shall:

- 6 1. Support the missions of the Oklahoma State University
7 ~~College of Osteopathic Medicine~~ Center for Health Sciences and the
8 University of Oklahoma College of Medicine (Tulsa) with regard to:
- 9 a. teaching and training for medical students,
 - 10 b. conducting medical and biomedical research, and
 - 11 c. medical care for indigent and nonindigent populations;
- 12 2. Act as a vehicle for securing funding that is in addition to
13 existing state Medicaid Program appropriated funding for education
14 and indigent care and graduate medical education; provided, however,
15 under no circumstance shall funds secured pursuant to this provision
16 be used to supplant such existing state Medicaid Program
17 appropriated funding; and
- 18 3. Coordinate the delivery and efficiency of medical service
19 across Northeast Oklahoma including, but not limited to, all
20 counties located totally or partly in the Tulsa Metropolitan Area.
- 21 C. The Authority may contract for indigent care services with
22 participating health care systems.

1 D. In the event the Legislature enacts a statewide program to
2 reimburse hospitals for the cost, or a portion thereof, of providing
3 indigent health care, the Legislature shall ensure that such
4 reimbursement shall be made to all hospitals providing indigent care
5 within the state.

6 SECTION 3. AMENDATORY 63 O.S. 2001, Section 1-879.1, is
7 amended to read as follows:

8 Section 1-879.1 A. It is the intent of the Oklahoma State
9 Legislature that the State Department of Health be designated as the
10 lead agency for Alzheimer's research. Efforts shall be in
11 cooperation with the Department of Human Services, the Department of
12 Mental Health and Substance Abuse Services, the Department of
13 Veterans Affairs, the United States Veterans Administration Medical
14 Center in Oklahoma City, and appropriate state institutions of
15 higher education.

16 B. There is hereby created the Alzheimer's Research Advisory
17 Council. The Advisory Council shall consist of thirteen (13)
18 members who have had at least two (2) years of experience in the
19 Alzheimer's field, except as otherwise provided by law, to be
20 appointed as follows:

21 1. One member of the Oklahoma State Senate appointed by the
22 President Pro Tempore of the Senate. The State Senate member shall
23 not be required to have experience in the Alzheimer's field;

1 2. One member of the Oklahoma House of Representatives
2 appointed by the Speaker of the House of Representatives. The House
3 member shall not be required to have experience in the Alzheimer's
4 field;

5 3. The Commissioner of Health, or designee of the Commissioner;

6 4. The Executive Dean of the University of Oklahoma College of
7 Medicine;

8 5. One physician who is a primary care physician experienced in
9 the treatment of Alzheimer's disease and related disorders appointed
10 by the Executive Dean of the University of Oklahoma College of
11 Medicine;

12 6. One physician or research scientist with experience in
13 Alzheimer's-related research appointed by the Executive Dean of the
14 University of Oklahoma College of Medicine;

15 7. One physician or research scientist with experience in
16 Alzheimer's related research appointed by the Dean or President of
17 the ~~Osteopathic College of Medicine at~~ Oklahoma State University
18 Center for Health Sciences;

19 8. One physician or research scientist from an Oklahoma medical
20 research foundation with experience in Alzheimer's-related research
21 appointed by the Governor;

1 9. One physician or research scientist with experience in
2 Alzheimer's-related research specializing in veterans medical
3 practices appointed by the Governor;

4 10. One psychiatrist with experience in Alzheimer's treatment
5 appointed by the Executive Dean of the University of Oklahoma
6 College of Medicine; and

7 11. Three individuals who are citizens of the State of Oklahoma
8 appointed by the Governor. The Governor shall consult with
9 Alzheimer's associations and foundations and other related interest
10 groups in selecting these individuals.

11 C. The Governor shall appoint the chairperson of the
12 Alzheimer's Research Advisory Council. All appointments after the
13 initial appointments shall be for two-year terms. Vacancies shall
14 be filled for the remainder of these terms in the same manner as the
15 initial appointments.

16 D. Meetings shall be held at least biannually or at the call of
17 the chairperson or upon the request of a majority of the membership.
18 Members shall be reimbursed for travel in performance of official
19 duties pursuant to the provisions of the State Travel Reimbursement
20 Act, ~~Section 500.1 et seq. of Title 74 of the Oklahoma Statutes.~~

21 SECTION 4. This act shall become effective November 1, 2005.

22 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 4-6-05 - DO
23 PASS, As Amended.