

STATE OF OKLAHOMA

2nd Session of the 50th Legislature (2006)

HOUSE BILL 2801

By: Nations

AS INTRODUCED

An Act relating to public health and safety; creating the Medical Malpractice Premium Fund; specifying purpose; limiting duration of fund; providing for codification; providing an effective date; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5060 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. There is hereby created in the State Treasury a temporary fund for the Oklahoma Health Care Authority to be designated the "Medical Malpractice Premium Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies apportioned to the fund. All monies accruing to the credit of the fund are hereby appropriated and may be budgeted and expended by the Oklahoma Health Care Authority for the purpose specified in subsection B of this section. Expenditures from the fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of State Finance for approval and payment.

B. The purpose of the fund is to offset a portion of funds related to medical malpractice premiums of physicians and hospitals that treat Medicaid and uninsured patients.

C. The Oklahoma Health Care Authority Board shall determine the threshold of the percentage of Medicaid patients and the appropriate percentage of reduction.

D. The provisions of this section shall cease to have the force and effect of law on July 1, 2009.

SECTION 2. This act shall become effective July 1, 2006.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

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