

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 COMMITTEE SUBSTITUTE

4 FOR

HOUSE BILL NO. 1373

By: Schwartz

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6  
7 COMMITTEE SUBSTITUTE

8 ( Professions and occupations - procedure for certain

9 drug - codification -

10 effective date )

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

15 SECTION 1. NEW LAW A new section of law to be codified  
16 in the Oklahoma Statutes as Section 353.31 of Title 59, unless there  
17 is created a duplication in numbering, reads as follows:

18 A. The Legislature finds that:

19 1. Organ transplant patients require significant physician  
20 oversight and interaction; and

21 2. This same protection should be afforded to immunosuppressive  
22 products under the state Medicaid program. Differences in products  
23 could result in adverse effects, including death, and physicians

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1 should be the decision-makers when choices regarding  
2 immunosuppressive products are concerned.

3 B. An immunosuppressive drug shall not require prior  
4 authorization, step therapy, generic substitution, or quantity  
5 limits without express written or oral notification and the  
6 documented consent of the practitioner and the patient. For  
7 purposes of this subsection, "immunosuppressive drug" means a drug  
8 that is used in immunosuppressive therapy to inhibit or prevent  
9 activity of the immune system, and is used to prevent the rejection  
10 of transplanted organs and tissues. Immunosuppressive drugs shall  
11 not include drugs for the treatment of autoimmune diseases or  
12 diseases that are most likely of autoimmune origin.

13 SECTION 2. This act shall become effective November 1, 2007.

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15 51-1-7419 SAB 02/28/07

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