

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3231
Page _____ Section _____ Lines _____
Of the printed Bill
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Mike Jackson

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3231

By: Jackson

7 PROPOSED COMMITTEE SUBSTITUTE

8 An Act relating to poor persons; amending Section 9,
9 Chapter 315, O.S.L. 2006 (56 O.S. Supp. 2009, Section
10 1011.9), which relates to the establishment of a
11 method to reduce the payment error rate; defining
12 term; specifying time of certain training; providing
13 for certain referral upon suspicion of fraud;
14 providing for appeal upon certain condition;
15 providing for hearing; providing for participation
16 and legal representation in hearing; requiring report
17 to the Governor and Legislature; and providing an
18 effective date.

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

20 SECTION 1. AMENDATORY Section 9, Chapter 315, O.S.L.
21 2006 (56 O.S. Supp. 2009, Section 1011.9), is amended to read as
22 follows:

23 Section 1011.9 A. 1. The Oklahoma Health Care Authority shall
24 establish a method to deter abuse and reduce errors in Medicaid
25 billing, payment, and eligibility through the use of technology and
26 accountability measures for the Authority, providers, and consumers.
27 The Authority shall achieve a payment error rate measurement of no

1 greater than five percent (5%) by fiscal year 2009. The Oklahoma
2 Health Care Authority shall evaluate and report findings to the
3 Governor and the Legislature.

4 2. For the purposes of this section, "error rate" means errors
5 based on clearly defined objective documentation standards that are
6 readily available to providers. Training to meet the standards
7 shall be provided on at least an annual basis by the Oklahoma Health
8 Care Authority.

9 B. 1. If errors are suspected to be the result of fraudulent
10 acts, the errors shall be reported and investigated by the Oklahoma
11 Attorney General.

12 2. Recoupment of overpayments due to identified errors
13 determined not to be fraudulent and shall occur only after the
14 provider has had the opportunity to exercise the right to an appeal
15 that shall include a hearing conducted by an administrative law
16 judge appointed by the Oklahoma Attorney General. The provider
17 shall have the right to participate in the hearing and to be
18 represented by legal counsel.

19 C. The Oklahoma Health Care Authority shall evaluate and report
20 findings concerning the limited use of the extrapolation method to
21 the Governor and the Legislature.

22 SECTION 2. This act shall become effective November 1, 2010.

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24 52-2-9786 AM 02/12/10

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