

ESB 1915

THE HOUSE OF REPRESENTATIVES
Thursday, April 01, 2010

ENGROSSED
Senate Bill No. 1915
As Amended

ENGROSSED SENATE BILL NO. 1915 - By: ADELSON of the Senate and STEELE of the House.

[insurance - Oklahoma All Payer All Provider Claims Database Act -
codification -
effective date]

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

1 SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma
2 Statutes as Section 7020 of Title 36, unless there is created a duplication in numbering,
3 reads as follows:

4 This act may be known and shall be cited as the “Oklahoma All Payer All Provider
5 Claims Database Act”.

6 SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma
7 Statutes as Section 7021 of Title 36, unless there is created a duplication in numbering,
8 reads as follows:

9 A. The Legislature recognizes the urgent need to provide health care consumers,
10 third-party payors, providers and health care planners with information regarding the
11 trends in use and cost of health care services for improved decision-making. This is to be

1 accomplished by compiling a uniform set of data and establishing mechanisms through
2 which the data will be disseminated.

3 B. It is the intent of the Legislature to require that the information necessary for a
4 review and comparison of utilization patterns, cost, quality and quantity of health care
5 services be supplied to the health care database by all providers of health care services
6 and third-party payors to the extent required by Section 4 of this act and this section.
7 The Insurance Department shall promulgate by rule the types of information which shall
8 be submitted and the method of submission.

9 C. The information is to be compiled and made available in a form prescribed by
10 the Department to improve the decision-making processes regarding access, identified
11 needs, patterns of medical care, price and use of health care services.

12 SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma
13 Statutes as Section 7022 of Title 36, unless there is created a duplication in numbering,
14 reads as follows:

15 A. The Insurance Department shall develop policy regarding the collection of health
16 care data pursuant to the Oklahoma All Payer All Provider Claims Database Act.

17 B. The Department is authorized to share information and data with Oklahoma
18 universities as well as other state public agencies for the purposes of conducting
19 research, policy analysis and preparation of reports describing the performance of the
20 health care delivery system from public, private and quasi-public entities.

1 SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma
2 Statutes as Section 7023 of Title 36, unless there is created a duplication in numbering,
3 reads as follows:

4 A. The Insurance Department shall administer the health care database. In
5 administering the health care database, the Department shall receive health care data
6 from those entities identified in Section 5 of this act and amendments thereto and
7 provide for the dissemination of such data.

8 B. The Department may contract with an organization experienced in health care
9 data collection to collect the data from the health care payers and administrators
10 identified in Section 5 of this act, build and maintain the database. The Department
11 may accept data submitted by associations or related organizations on behalf of health
12 care providers by entering into binding agreements negotiated with such associations or
13 related organizations to obtain data required pursuant to this section.

14 C. The Department shall promulgate rules governing the acquisition, compilation
15 and dissemination of all data collected pursuant to the Oklahoma All Payer All Provider
16 Claims Database Act. The rules shall provide at a minimum that:

- 17 1. Measures have been taken to provide system security for all data and
18 information acquired under the Oklahoma All Payer All Provider Claims Database Act;
- 19 2. Data will be collected in the most efficient and cost-effective manner for both the
20 Department and providers of data;
- 21 3. Procedures will be developed to assure the confidentiality of patient records;

1 4. Users may be charged for data preparation or information that is beyond the
2 routine data disseminated and that the Department shall establish by the adoption of
3 such rules a system of fees for such data preparation or dissemination; and

4 5. The Department will ensure that the health care database will be kept current,
5 accurate and accessible as prescribed by rules.

6 D. Data and other information collected pursuant to the Oklahoma All Payer All
7 Provider Claims Database Act shall not be disclosed by the Department or made public
8 in any manner which would identify individuals.

9 SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma
10 Statutes as Section 7024 of Title 36, unless there is created a duplication in numbering,
11 reads as follows:

12 The following entities shall file health care data with the Insurance Department as
13 prescribed by the Department:

- 14 1. State-regulated commercial group insurance plans;
- 15 2. Employer-sponsored plans; and
- 16 3. Third-party administrators.

17 SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma
18 Statutes as Section 7025 of Title 36, unless there is created a duplication in numbering,
19 reads as follows:

20 The Insurance Department shall make the data available to interested parties on
21 the basis prescribed by the Department and as directed by rules of the Department.

1 SECTION 7. NEW LAW A new section of law to be codified in the Oklahoma
2 Statutes as Section 7026 of Title 36, unless there is created a duplication in numbering,
3 reads as follows:

4 The Insurance Department shall on or before February 1 each year make a report to
5 the Governor and the Legislature as to health care data activity, including examples of
6 policy analyses conducted and purposes for which the data was disseminated and
7 utilized, and as to the progress made in compiling and making available the information
8 specified under the Oklahoma All Payer All Provider Claims Database Act.

9 SECTION 8. This act shall become effective November 1, 2010.

10 COMMITTEE REPORT BY: COMMITTEE ON ECONOMIC DEVELOPMENT AND
11 FINANCIAL SERVICES, dated 03-31-10 - DO PASS, As Amended.