

EHB 3231

1 THE STATE SENATE
2 Monday, March 29, 2010

3 ENGROSSED

4 House Bill No. 3231

5 As Amended

6 ENGROSSED HOUSE BILL NO. 3231 - By: Jackson and Wright (John) of the
7 House and Anderson of the Senate.

8 [poor persons - establishment of a method to reduce payment
9 error rate - defining term - requiring report - effective
10 date]

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

12 SECTION 1. AMENDATORY Section 9, Chapter 315, O.S.L.
13 2006 (56 O.S. Supp. 2009, Section 1011.9), is amended to read as
14 follows:

15 Section 1011.9 A. 1. The Oklahoma Health Care Authority shall
16 establish a method to deter abuse and reduce errors in Medicaid
17 billing, payment, and eligibility through the use of technology and
18 accountability measures for the Authority, providers, and consumers.
19 The Authority shall achieve a payment error rate measurement of no
20 greater than five percent (5%) by fiscal year 2009. The Oklahoma
21 Health Care Authority shall evaluate and report findings to the
22 Governor and the Legislature.

23 2. For the purposes of this section, "error rate" means errors
24 based on clearly defined objective documentation standards that are
25 readily available to providers. Training to meet the standards

1 shall be provided on at least an annual basis by the Oklahoma Health
2 Care Authority.

3 B. 1. If errors are suspected to be the result of fraudulent
4 acts, the errors shall be reported and investigated by the Oklahoma
5 Attorney General.

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

13 C. The Oklahoma Health Care Authority shall evaluate and report
14 findings concerning the limited use of the extrapolation method to
15 the Governor and the Legislature.

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

17 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 3-24-10 - DO
18 PASS, As Amended.