

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 SENATE BILL 958

By: Paddack

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5  
6 AS INTRODUCED

7 An Act relating to public health and safety; amending  
8 63 O.S. 2001, Section 1-2530.9, as last amended by  
9 Section 1, Chapter 404, O.S.L. 2005 (63 O.S. Supp.  
10 2008, Section 1-2530.9), which relates to the Trauma  
11 Care Assistance Revolving Fund; modifying authorized  
12 expenditures of the Trauma Care Assistance Revolving  
13 Fund; providing an effective date; and declaring an  
14 emergency.

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

16 SECTION 1. AMENDATORY 63 O.S. 2001, Section 1-2530.9, as  
17 last amended by Section 1, Chapter 404, O.S.L. 2005 (63 O.S. Supp.  
18 2008, Section 1-2530.9), is amended to read as follows:

19 Section 1-2530.9 A. There is hereby created in the State  
20 Treasury a revolving fund for the State Department of Health to be  
21 designated the "Trauma Care Assistance Revolving Fund". The fund  
22 shall be a continuing fund, not subject to fiscal year limitations,  
23 and shall consist of all monies received by the State Department of  
24 Health from monies apportioned thereto for purposes of this section.  
All monies accruing to the credit of the fund are hereby appropriated  
and may be budgeted and expended by the Department as follows:

1           1. Ninety percent (90%) of such monies shall be used to  
2 reimburse recognized trauma facilities, licensed ambulance service  
3 providers and physicians for uncompensated trauma care expenditures  
4 as documented in the statewide emergency medical services and trauma  
5 analysis system developed pursuant to the provisions of Section 1-  
6 2511 of this title. In lieu of or in combination with reimbursement  
7 for uncompensated care, monies from the fund may also be used to  
8 support readiness costs incurred by recognized trauma facilities  
9 associated with ensuring a stable trauma care system with  
10 availability of twenty-four-hour physician services for the provision  
11 of trauma care. Any monies used for the treatment of Medicaid-  
12 eligible patients that are subsequently used to establish federal  
13 matching fund requirements shall also be reimbursed to eligible  
14 trauma facilities, licensed ambulance service providers and  
15 physicians; and

16           2. Ten percent (10%) of such monies shall be used by the  
17 Department in the furtherance of its powers and duties set forth in  
18 the Oklahoma Trauma Systems Improvement and Development Act and the  
19 Oklahoma Emergency Response Systems Development Act and may support  
20 data collection and analysis related to emergency medical conditions  
21 such as stroke and cardiac events.

22           B. Expenditures from the fund shall be made upon warrants issued  
23 by the State Treasurer against claims filed as prescribed by law with  
24 the Director of State Finance for approval and payment.

1 C. The State Board of Health shall establish by rule a formula  
2 and procedure for the distribution of funds for uncompensated trauma  
3 care and/or readiness costs that shall provide for the allocation of  
4 funds to hospitals, ambulance service providers and physicians.

5 D. Annually, monies accumulated in the fund may be transferred  
6 to the Oklahoma Health Care Authority, by order of the State  
7 Commissioner of Health, to maximize Medicaid reimbursement of trauma  
8 care. The Oklahoma Health Care Authority shall use these funds with  
9 federal matching funds to reimburse hospitals, ambulance service  
10 providers and physicians for trauma care provided to severely injured  
11 patients who are participants in Medicaid.

12 E. An annual report detailing the disbursements from the fund  
13 shall be provided on January 1 of each year to the Speaker of the  
14 House of Representatives, the President Pro Tempore of the Senate,  
15 and the Chair of each health-related committee of both the House of  
16 Representatives and the Senate.

17 SECTION 2. This act shall become effective July 1, 2009.

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

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