

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 SUBCOMMITTEE RECOMMENDATION  
4 FOR ENGROSSED

5 SENATE BILL NO. 180

By: Paddock of the Senate

and

Cox of the House

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9 SUBCOMMITTEE RECOMMENDATION

10 An Act relating to health care services for inmates;  
11 amending Section 21, Chapter 3, O.S.L. 2002, as last  
12 amended by Section 1, Chapter 337, O.S.L. 2007, and  
13 as renumbered by Section 2, Chapter 337, O.S.L. 2007  
14 (57 O.S. Supp. 2010, Section 627), which relates to  
15 inpatient and outpatient care of inmates; permitting  
16 the Department of Corrections to contract with  
17 certain providers in specified circumstances;  
18 clarifying language; modifying certain network;  
19 modifying reimbursement for certain services; and  
20 providing an effective date.

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

24 SECTION 1. AMENDATORY Section 21, Chapter 3, O.S.L.  
2002, as last amended by Section 1, Chapter 337, O.S.L. 2007, and as  
renumbered by Section 2, Chapter 337, O.S.L. 2007 (57 O.S. Supp.  
2010, Section 627), is amended to read as follows:

Section 627. A. It shall be the responsibility of the  
Department of Corrections to provide such medical and surgical

1 inpatient and outpatient care as may be required by inmates of the  
2 Department of Corrections. The Department may refer to the Oklahoma  
3 University Medical Center, and the Oklahoma University Medical  
4 Center shall accept, those inmates who need services, as determined  
5 by the Department of Corrections to be beyond the professional  
6 capabilities of the Department of Corrections.

7 B. The Department of Corrections may also contract with  
8 providers of general inpatient hospital services. Any such provider  
9 shall be a hospital as defined in Section 1-701 of Title 63 of the  
10 Oklahoma Statutes. The Department of Corrections may also contract  
11 with physicians and other providers of inpatient and outpatient  
12 health care services, equipment and health care related products as  
13 may be necessary for the delivery of health care which is beyond the  
14 professional capabilities of the Department of Corrections.

15 C. When the Department of Corrections determines the medical  
16 necessity for urgent hospitalization of an inmate, an appropriate  
17 inpatient hospital in close proximity to the correctional facility  
18 shall be used for emergency care and stabilization. The Department  
19 of Corrections is authorized to develop a network of inpatient  
20 hospitals, physicians and other inpatient and outpatient medical  
21 providers that are capable of providing necessary health care  
22 services, equipment and other health care related products. Those  
23 hospitals, physicians and other inpatient and outpatient providers  
24 of health care services and products that are in the network

1 established by the Department of Corrections in conjunction with the  
2 Oklahoma State and Education Employees Group Insurance Board shall  
3 be reimbursed according to the current fee schedule established for  
4 that network; ~~provided however, reimbursement shall be no less than~~  
5 ~~the fee structure in effect on January 1, 2007, or the current fee~~  
6 ~~schedule, whichever is greater.~~ Hospitals and inpatient and  
7 outpatient providers that are out-of-network shall be reimbursed  
8 according to the current Oklahoma Medicaid fee schedule; ~~provided~~  
9 ~~however, reimbursement shall be no less than the fee structure in~~  
10 ~~effect on January 1, 2007, or the current fee schedule, whichever is~~  
11 ~~greater.~~

12 D. The Department of Corrections shall be responsible for  
13 transporting to, from, and between hospitals and for providing such  
14 physical security of inmate consumers as may be required beyond that  
15 security normal to hospital operation. The Department of  
16 Corrections shall immediately remove from the hospital those inmate  
17 consumers when discharged by the hospital.

18 E. The hospital services provided by the Oklahoma University  
19 Medical Center shall be without cost to the Department of  
20 Corrections.

21 SECTION 2. This act shall become effective November 1, 2011.

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23 53-1-7293 GRS 03/29/11

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