

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 HOUSE BILL 2271

By: Bennett

4
5
6 AS INTRODUCED

7 An Act relating to public health and safety; creating
8 the Hyperbaric Oxygen Treatment Act of 2012; stating
9 legislative intent; directing the Center for
10 Aerospace and Hyperbaric Medicine to allow certain
11 hyperbaric treatments; directing Oklahoma Health Care
12 Authority to seek waivers allowing for certain
13 treatments; specifying veterans shall be highest
14 priority in treatment; directing Authority to notify
15 Legislature in certain circumstance; providing for
16 codification; and providing an effective date.

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

18 SECTION 1. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 1-290.1 of Title 63, unless
20 there is created a duplication in numbering, reads as follows:

21 A. This act shall be known and may be cited as the "Hyperbaric
22 Oxygen Treatment Act of 2012".

23 B. The Legislature hereby declares that the use of hyperbaric
24 oxygen treatment (HBOT) has been demonstrated to have a profound and
positive effect on the treatment of various health conditions. It
is the intent of the Legislature that:

1 1. To the extent that HBOT has been demonstrated to prove
2 beneficial in the treatment of injuries and conditions it shall be
3 made available to the citizens as much as possible;

4 2. HBOT has been demonstrated to have a positive impact in the
5 treatment of injuries sustained by military servicemembers and the
6 use of HBOT for Oklahoma veterans shall be encouraged and supported
7 to the greatest extent possible; and

8 3. Where HBOT has been shown to reduce the costs of treatment
9 of certain conditions and injuries the Oklahoma Health Care
10 Authority shall seek any waivers or approvals required from the
11 Centers for Medicare and Medicaid Services in order to implement the
12 safe and effective use of HBOT. If an intermediary Medicaid billing
13 provider declines reimbursement for the use of HBOT, the Authority
14 shall seek an alternative intermediary Medicaid billing provider.

15 SECTION 2. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1-290.2 of Title 63, unless
17 there is created a duplication in numbering, reads as follows:

18 The Center for Aerospace and Hyperbaric Medicine of the Oklahoma
19 State University Center for Health Sciences in Tulsa, Oklahoma,
20 shall allow the use of the hyperbaric chamber on campus for the
21 treatment of patients in need of hyperbaric oxygen treatment. The
22 Center shall coordinate with the hospitals of Tulsa to provide for
23 the treatment of patients in need of hyperbaric oxygen treatment.
24 Recognizing the need for the use of the hyperbaric chamber for

1 research, the Center shall work with the hospitals to develop a
2 schedule of use which will benefit patients needing treatment and
3 the university's research requirements.

4 SECTION 3. NEW LAW A new section of law to be codified
5 in the Oklahoma Statutes as Section 1-290.3 of Title 63, unless
6 there is created a duplication in numbering, reads as follows:

7 The Oklahoma Health Care Authority, in cooperation with the
8 Oklahoma Department of Veterans Affairs, shall apply for any waiver
9 required to facilitate hyperbaric oxygen treatment (HBOT) for state
10 veterans in need of treatment. Veterans suffering from traumatic
11 brain injuries or any other service-connected health condition which
12 may be improved through the use of hyperbaric oxygen treatment shall
13 be considered the highest-priority patients at any publicly operated
14 hyperbaric chamber in the state. The Authority shall report to the
15 President Pro Tempore of the Senate and the Speaker of the House of
16 Representatives if the Oklahoma Department of Veterans Affairs or
17 the Centers for Medicare and Medicaid Services require any further
18 statutory modification in order to allow treatment of veterans in
19 need of HBOT.

20 SECTION 4. This act shall become effective November 1, 2012.

21

22 53-2-8755 SDR 01/13/12

23

24