STATE OF OKLAHOMA

2nd Session of the 54th Legislature (2014)

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1581 By: Scott

COMMITTEE SUBSTITUTE

An Act relating to the Oklahoma Health Care Authority; authorizing and directing the Authority to submit certain waiver; authorizing actions; providing for effect of provisions with respect to federal or other law applicable to federally recognized Native American tribes; providing that act may be null and void under certain circumstance; providing for codification; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5028 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. The Oklahoma Health Care Authority shall be authorized and directed to submit a waiver to the Center for Medicaid and Medicare Services. The waiver will be for uncompensated care provided in Indian Health Service health facilities, Native American tribal health facilities and Urban Indian Organization health facilities. The waiver will provide payments to these facilities for formerly reimbursable services, and more generally to cover otherwise uncompensated care.

B. The Oklahoma Health Care Authority may take such actions, including but not limited to any waivers authorized by federal law, in order to perform obligations pursuant to agreements entered into pursuant to subsection A of this section.

C. To the extent required by the provisions of federal law, tribal law or other provisions of law affecting a federally recognized Native American tribe, the provisions of this section and the actions taken by the Oklahoma Health Care Authority authorized by this section shall be deemed and shall constitute the consent of the State of Oklahoma to agreements executed by the Oklahoma Health Care Authority.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5029 of Title 63, unless there is created a duplication in numbering, reads as follows:

If the Oklahoma Health Care Authority is unable to obtain federal financial participation and waiver approval from the Center for Medicaid and Medicare Services, this act shall be null and void.

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

54-2-10275 JM 02/20/14