

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 536

By: Allen

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6 AS INTRODUCED

7 An Act relating to traumatic brain injury; amending  
8 Section 3, Chapter 233, O.S.L. 2014 (63 O.S. Supp.  
9 2014, Section 1-291.3), which relates to certain  
10 revolving fund; removing reference to certain person;  
11 amending Section 5, Chapter 233, O.S.L. 2014 (63 O.S.  
12 Supp. 2014, Section 1-291.5), which relates to  
13 approval of certain funding; amending Section 6,  
14 Chapter 233, O.S.L. 2014 (63 O.S. Supp. 2014, Section  
15 1-291.6), which relates to payment of treatment  
16 costs; requiring facilities to submit certain plan to  
17 certain entity; transferring authority for certain  
18 funding and administrative functions from Office of  
19 Management and Enterprise Services to Department of  
20 Veterans Affairs; and providing an effective date.

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1 monies received by the Department of Veterans Affairs in the form of  
2 donations, appropriations or other monies for such fund. All monies  
3 accruing to the credit of the fund are appropriated and may be  
4 budgeted and expended by the Department for the purpose of veterans'  
5 treatment as provided by law. Expenditures from the fund shall be  
6 made upon warrants issued by the State Treasurer against claims  
7 filed as prescribed by law ~~with the Director of the Office of~~  
8 ~~Management and Enterprise Services for approval and payment.~~

9 SECTION 2. AMENDATORY Section 5, Chapter 233, O.S.L.  
10 2014 (63 O.S. Supp. 2014, Section 1-291.5), is amended to read as  
11 follows:

12 Section 1-291.5. Any Oklahoma veteran who has been diagnosed  
13 with a traumatic brain injury (TBI) and prescribed hyperbaric oxygen  
14 treatment (HBOT) by a medical professional authorized under Section  
15 2 of this act may receive HBOT at any facility in the state that has  
16 a hyperbaric chamber and provides treatment in accordance with  
17 Section 2 of this act.

18 Prior to receiving treatment, a treatment plan for the TBI by  
19 HBOT shall be reviewed and conform to a plan approved by the  
20 Oklahoma State University Center for Aerospace and Hyperbaric  
21 Medicine. The facility seeking reimbursement from the fund shall  
22 request approval for funding from the ~~Director of the Office of~~  
23 ~~Management and Enterprise Services~~ Oklahoma Department of Veterans  
24 Affairs. Upon receipt of an approved request for treatment, the

1 funds for treatment shall be set aside and used to ensure payment in  
2 full for the veteran's treatment. If there is not enough money in  
3 the fund to set aside for treatment reimbursement, the ~~Director of~~  
4 ~~Office of Management and Enterprise Services~~ Department shall deny  
5 approval of the request.

6 At the conclusion of six (6) months of no treatment and/or the  
7 lack of submission of any bills, the ~~Director of the Office of~~  
8 ~~Management and Enterprise Services~~ Department shall advise the  
9 veteran and the participating facility that the funding reserved for  
10 the HBOT shall expire within ninety (90) days if no contact is made  
11 by the facility that treatment is scheduled and/or continued.

12 Should the facility fail to contact the ~~Office of Management and~~  
13 ~~Enterprise Services~~ Department with the information that treatment  
14 is scheduled and/or continued, then the monies reserved for  
15 treatment of that veteran shall be released and made available to  
16 another veteran meeting the requirements of this act.

17 SECTION 3. AMENDATORY Section 6, Chapter 233, O.S.L.  
18 2014 (63 O.S. Supp. 2014, Section 1-291.6), is amended to read as  
19 follows:

20 Section 1-291.6. Subject to the availability of funding,  
21 participating facilities who provide HBOT to veterans suffering from  
22 TBI shall provide treatment at no cost to the veteran and shall  
23 submit a treatment plan and bill for any treatment to the ~~Director~~  
24 ~~of the Office of Management and Enterprise Services~~ Oklahoma State

1 University Center for Aerospace and Hyperbaric Medicine (OSUCAHM)  
2 for approval and submission to the Oklahoma Department of Veterans  
3 Affairs. The bill shall be paid from the Veterans Traumatic Brain  
4 Injury Treatment and Recovery Revolving Fund to the extent funds are  
5 available. Should the costs of the treatment exceed the  
6 availability of funds, the veteran treated shall be held harmless  
7 from any costs of treatment by the facility and the state shall be  
8 under no obligation to make payments beyond the approved amount in  
9 the fund created in Section 3 of this act and set aside for that  
10 purpose by the ~~Director of the Office of Management and Enterprise~~  
11 Services Department.

12 SECTION 4. This act shall become effective November 1, 2015.

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