

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

SENATE BILL 1267

By: Treat

AS INTRODUCED

An Act relating to Medicaid provider eligibility;  
creating the Defunding Human Trafficking Act;  
providing short title; providing definitions;  
excluding certain providers from receiving  
reimbursement; allowing ineligible provider to  
reapply under certain conditions; providing for  
codification; and providing an effective date.

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 1005.2 of Title 56, unless there  
is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Defunding Human  
Trafficking Act".

SECTION 2. NEW LAW A new section of law to be codified  
in the Oklahoma Statutes as Section 1005.3 of Title 56, unless there  
is created a duplication in numbering, reads as follows:

For purposes of this act:

1. "Provider" means a provider of services for compensation;

1        2. "Affiliate" means an entity which licenses the use of a  
2 trademark or other recognized name to the provider, and which  
3 exercises control over the use of part or all of the provider's  
4 name, or any entity so licensed or controlled; and

5        3. "Fetal body parts" means tissue or cells obtained from a  
6 dead human embryo or fetus after an induced abortion.

7        SECTION 3.        NEW LAW        A new section of law to be codified  
8 in the Oklahoma Statutes as Section 1005.4 of Title 56, unless there  
9 is created a duplication in numbering, reads as follows:

10        A. No provider shall be eligible for reimbursement through  
11 Medicaid or any other federal or state program, directly or by  
12 subcontract with any other party, if that provider, or any affiliate  
13 of that provider, has been found by a court of law, either civilly  
14 or criminally to have violated 42 U.S.C., Section 289g-2 (2010) or  
15 any other federal or state law prohibiting trafficking in fetal body  
16 parts.

17        B. Any provider found to be ineligible for reimbursement  
18 pursuant to this section shall be able to reapply after a period of  
19 five (5) years and a showing that they and their affiliates no  
20 longer participate in the trafficking of fetal body parts.

21        SECTION 4. This act shall become effective November 1, 2018.  
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23        56-2-2778        DC        1/18/2018 10:58:02 AM  
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