

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 COMMITTEE SUBSTITUTE  
4 FOR ENGROSSED  
5 HOUSE BILL NO. 1278

By: Lawson of the House

and

6 Rosino of the Senate

7  
8  
9 COMMITTEE SUBSTITUTE

10 [ home- and community-based services - definition -  
11 reductions in planned services - effective date ]  
12

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

14 SECTION 1. NEW LAW A new section of law to be codified  
15 in the Oklahoma Statutes as Section 1018 of Title 56, unless there  
16 is created a duplication in numbering, reads as follows:

17 A. As used in this section, "contracted community-based service  
18 provider" means any entity contracted by the Department of Human  
19 Services, the Oklahoma Health Care Authority, or any private person  
20 providing the support, or promotion of support, for a service  
21 recipient to remain in such person's home or residence and shall  
22 include, but not be limited to, entities and persons providing  
23 personal support, professional support, case management,  
24

1 transportation services and services through a Home and Community-  
2 Based Waiver or ADvantage Waiver as defined by Title XIX of the  
3 Social Security Act, Section 1915 (C).

4 B. Beginning on the effective date of this act, any reductions  
5 in planned services provided by a contracted community-based service  
6 provider shall comply with the following:

7 1. All reductions in planned services shall be applied  
8 prospectively and shall not be changed retroactively. Any prior  
9 authorized services rendered under the current plan shall be  
10 reimbursed; and

11 2. The updated algorithms shall not affect any prior authorized  
12 service.

13 SECTION 2. This act shall become effective November 1, 2019.

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15 57-1-2144 DC 9/30/2019 9:27:47 AM  
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