

# An Act

ENROLLED SENATE  
BILL NO. 773

By: Stanley of the Senate

and

Wright and Dills of the  
House

An Act relating to mental health and substance abuse services; creating the Oklahoma Mental Health Loan Repayment Act; providing short title; directing Department of Mental Health and Substance Abuse Services to administer program; providing certain assistance to certain providers; requiring certain distribution and certification; allowing certain extension; requiring providers to provide services to certain populations; requiring execution of certain contract; requiring certain report; providing criteria for determination of award; establishing certain revolving fund; providing for codification; and providing an effective date.

SUBJECT: Oklahoma Mental Health Loan Repayment Act

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 1-2730 of Title 63, unless there is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Oklahoma Mental Health Loan Repayment Act."

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1-2731 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. 1. The Department of Mental Health and Substance Abuse Services shall administer the Oklahoma Mental Health Loan Repayment Program.

2. The Program, depending upon available funding, shall provide educational loan repayment assistance for mental health or substance abuse treatment providers who provide services in Health Professional Shortage Areas (HPSAs) for mental health.

3. Each award shall be for a contracted period and shall be distributed to the participant by drafts made payable to the participant and the appropriate loan agency following a completed year of service. Prior to any disbursement, the Department shall certify and properly review reports submitted by the participating provider detailing performance of activities in accordance with this act.

4. At the conclusion of the minimum service obligation, the Department shall review the performance in the Program of the participating mental health or substance abuse provider and determine whether an award may be granted for an additional period not to exceed a total participation in the Program of five (5) years pursuant to rules promulgated by the Board of Mental Health and Substance Abuse Services.

B. Any participating mental health or substance abuse treatment provider shall agree to provide mental health or substance abuse treatment services to Medicaid recipients as authorized by the Oklahoma Health Care Authority and individuals lacking health insurance coverage. The Department of Mental Health and Substance Abuse Services shall be responsible for ensuring that at least twenty-five percent (25%) of the patients treated by the provider are Medicaid beneficiaries, uninsured, or a combination of Medicaid and uninsured recipients.

C. The mental health or substance abuse treatment provider shall execute a contract with the Department to provide mental health or substance abuse treatment services pursuant to the terms

of the contract and in accordance with rules promulgated by the Board.

D. The Department shall present a report on the operation of the Program to the Governor, the President Pro Tempore of the Senate and the Speaker of the House of Representatives within one (1) month of the beginning of each regular session of the Legislature, including but not limited to the progress made in accomplishing the goal of the Program.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1-2732 of Title 63, unless there is created a duplication in numbering, reads as follows:

The amount of the award of educational loan repayment assistance shall be established at the discretion of the Department of Mental Health and Substance Abuse Services and based upon a determination of:

1. Actual funds available to the Oklahoma Mental Health Loan Repayment Program for expenditure; and

2. The existing student loan indebtedness of the participating mental health or substance abuse treatment provider.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1-2733 of Title 63, unless there is created a duplication in numbering, reads as follows:

There is hereby created in the State Treasury a revolving fund for the State Department of Mental Health and Substance Abuse to be designated the "Mental Health Loan Repayment Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies deposited to the credit of the fund by law. All monies accruing to the credit of the fund are hereby appropriated and may be budgeted and expended by the State Department of Mental Health and Substance Abuse Services for the purpose of repaying mental health and substance treatment provider student loans. Expenditures from the fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of the Office of Management and Enterprise Services for approval and payment.

SECTION 5. This act shall become effective November 1, 2019.

Passed the Senate the 5th day of March, 2019.

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Presiding Officer of the Senate

Passed the House of Representatives the 23rd day of April, 2019.

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Presiding Officer of the House  
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_