

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

COMMITTEE SUBSTITUTE
FOR

HOUSE BILL NO. 4450

By: Wallace and Martinez of the
House

and

Thompson and Hall of the
Senate

COMMITTEE SUBSTITUTE

An Act relating to health care workforce development; creating the Health Care Workforce Development and Finance Act of 2022; creating the Health Care Workforce Development Revolving Fund; establishing nature of fund; establishing funding sources; authorizing fund utilization for certain purposes; declaring funds appropriated; limiting budgeting and expenditure authority; requiring certain budgeting and expenditure procedures; requiring budgeting and expenditure of funds by certain dates; amending 63 O.S. 2021, Sections 1-2721, 1-2722, and 1-2723, which relate to the Oklahoma Medical Loan Repayment Program; renaming certain agency of the state; amending 70 O.S. 2021, Sections 625.1, 625.2, 625.3, 625.4, 625.4a, 625.9, 625.10a, 625.11, 625.13, and 625.14, which relate to the Oklahoma Rural Medical Education Loan and Scholarship Fund; renaming certain agency of the state; amending 70 O.S. 2021, Sections 697.1, 697.2, 697.3, 697.5, 697.6, 697.7, 697.8, 697.9, 697.10, 697.11, 697.12, 697.15, 697.16, 697.17, 697.18, 697.19, 697.20, 697.21, and 697.21a, which relate to the Physician Manpower Training Commission; renaming certain agency of the state; expanding board membership; establishing eligibility requirements for certain appointments; placing certain positions in the unclassified service after certain date under certain condition; providing for

1 noncodification; providing for codification; and
2 declaring an emergency.

3
4 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

5 SECTION 1. NEW LAW A new section of law not to be
6 codified in the Oklahoma Statutes reads as follows:

7 This act shall be known and may be cited as the "Health Care
8 Workforce Development and Finance Act of 2022".

9 SECTION 2. NEW LAW A new section of law to be codified
10 in the Oklahoma Statutes as Section 697.21b of Title 70, unless
11 there is created a duplication in numbering, reads as follows:

12 A. There is hereby created in the State Treasury until July 1,
13 2027, a revolving fund for the Health Care Workforce Training
14 Commission to be designated the "Health Care Workforce Development
15 Revolving Fund". The fund shall be a continuing fund, not subject
16 to fiscal year limitations, and shall consist of all available
17 monies:

18 1. Received by the state as Coronavirus State and Local Fiscal
19 Recovery Funds pursuant to Section 9901 of the American Rescue Plan
20 Act of 2021, Pub. L. No. 117-2;

21 2. Directed to the state by the federal government for the
22 purpose of recruiting, educating, and stabilizing Oklahoma's health
23 care workforce;

1 3. Derived as interest and income from deposits and investments
2 of fund assets; and

3 4. Designated for deposit by law.

4 B. 1. All monies accruing to the credit of said fund are
5 hereby appropriated and may be budgeted and expended by the Health
6 Care Workforce Training Commission for authorized purposes as
7 provided in paragraph 2 of this subsection. Expenditures from said
8 fund shall be made upon warrants issued by the State Treasurer
9 against claims filed as prescribed by law with the Director of the
10 Office of Management and Enterprise Services for approval and
11 payment.

12 2. All monies accruing to the credit of said fund shall be
13 utilized for the purpose of recruiting, educating, and stabilizing
14 Oklahoma's health care workforce, including the costs and expenses
15 of operating such programs.

16 3. All monies accruing to the credit of the fund shall be
17 budgeted or encumbered no later than December 31, 2024, and shall be
18 expended no later than December 31, 2026.

19 4. All monies accruing to the credit of the fund shall be
20 budgeted, expended, and transferred in strict accordance with
21 applicable state and federal law and guidance providing for and
22 limiting the utilization of such funds.

23 SECTION 3. AMENDATORY 63 O.S. 2021, Section 1-2721, is
24 amended to read as follows:

1 Section 1-2721. A. 1. The ~~Physician Manpower~~ Health Care
2 Workforce Training Commission shall administer the Oklahoma Medical
3 Loan Repayment Program.

4 2. For the purposes of this section, "primary care physicians"
5 shall mean physicians practicing in family medicine, geriatrics,
6 general internal medicine, general pediatrics,
7 obstetrics/gynecology, or emergency medicine.

8 3. For the purposes of this section, "health center" shall mean
9 a federally qualified health center as defined by 42 U.S.C., Section
10 1905(1) (2) (B).

11 4. For the purposes of this section, "teaching health center"
12 shall mean a health center that supports the residencies of primary
13 care physicians within the operations of the health center.

14 5. The Program, depending upon and limited to available
15 funding, shall provide educational loan repayment assistance to
16 Oklahoma licensed primary care physicians and physician assistants
17 who agree to establish a practice in a community located in Oklahoma
18 approved by the Commission.

19 6. Each award shall be for a contracted period and shall be
20 distributed to the participant by drafts made payable to the
21 participant at the end of each contract year with disbursements not
22 to exceed an amount to be established annually by the Commission.
23 Prior to any disbursement, the Commission shall certify and properly
24 review reports submitted by the participating physician or physician

1 assistant detailing performance of activities in accordance with the
2 Program.

3 7. The Commission shall review the performance in the Program
4 of the participating physician or physician assistant and determine
5 whether an award may be granted for additional years pursuant to
6 rules promulgated by the Commission.

7 B. The physicians and physician assistants entering the Program
8 each year shall agree to provide medical care and services in areas
9 designated by the Commission to provide medical care and services to
10 Medicaid recipients as authorized by the Oklahoma Health Care
11 Authority.

12 C. A physician or physician assistant shall be eligible to
13 participate in the loan repayment program if the individual:

14 1. Is a physician that holds a current Oklahoma medical
15 license;

16 2. Is a new primary care graduate physician or physician
17 assistant. Preference will be given to graduates of the primary
18 care residency programs affiliated with the Oklahoma State
19 University College of Osteopathic Medicine, the University of
20 Oklahoma College of Medicine and the teaching hospitals affiliated
21 with both schools of medicine and teaching health centers located in
22 this state; or

23 3. Is a current practicing physician or physician assistant and
24 has met criteria established by the Commission.

1 D. The Commission may accept donations of public or private
2 funds to assist in funding the Medical Loan Repayment Program. The
3 Commission may, at its discretion, contract with other public
4 entities and nonprofit corporations for the endowment, management
5 and administration of such funds.

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

12 SECTION 4. AMENDATORY 63 O.S. 2021, Section 1-2722, is
13 amended to read as follows:

14 Section 1-2722. The amount of the award of educational loan
15 repayment assistance shall not exceed any maximum or minimum amount
16 as promulgated by rules of the ~~Physician Manpower~~ Health Care
17 Workforce Training Commission pursuant to the Oklahoma Medical Loan
18 Repayment Program. The actual amount of the award shall be based
19 upon a determination of:

- 20 1. Actual funds available to the Program for expenditure; and
- 21 2. The existing student loan indebtedness of the participating
22 physician.

23 SECTION 5. AMENDATORY 63 O.S. 2021, Section 1-2723, is
24 amended to read as follows:

1 Section 1-2723. A. The ~~Physician Manpower~~ Health Care
2 Workforce Training Commission shall have the option of utilizing
3 available funding in excess of the amount necessary to fund the
4 Oklahoma Medical Loan Repayment Program described in Section 1-2721
5 of this title to fund new or expanded primary care residency
6 programs in rural and underserved areas of the state. Such new or
7 expanded primary care residency program funding shall include but
8 not be limited to:

9 1. Payments to hospitals or teaching health centers desiring to
10 establish new primary care residency programs. Such payments shall
11 be made to cover the costs of salaries, benefits and educational
12 costs of residents in training at the facility; or

13 2. Payments to hospitals or teaching health centers with
14 existing primary residency programs desiring to expand the number of
15 residents participating in those programs. Such payments shall be
16 made to cover the costs of salaries, benefits and educational costs
17 of residents in training at the facility.

18 B. Provisions of this section shall be subject to the
19 promulgated rules of the Commission.

20 SECTION 6. AMENDATORY 70 O.S. 2021, Section 625.1, is
21 amended to read as follows:

22 Section 625.1 There is hereby established the Oklahoma Rural
23 Medical Education Loan and Scholarship Fund. The fund shall be
24 administered by the ~~Physician Manpower~~ Health Care Workforce

1 Training Commission under the provisions of Section 625.9 of this
2 title.

3 SECTION 7. AMENDATORY 70 O.S. 2021, Section 625.2, is
4 amended to read as follows:

5 Section 625.2 ~~The Physician Manpower~~ Health Care Workforce
6 Training Commission shall be authorized and empowered to grant
7 scholarships to qualified students who are bona fide residents of
8 the State of Oklahoma and who would not otherwise have funds
9 necessary to finance the cost of a program of study leading to the
10 Degree of Doctor of Medicine, or to the Degree of Doctor of
11 Osteopathic Medicine, to be granted by an accredited and recognized
12 college of medicine or college of osteopathic medicine.

13 SECTION 8. AMENDATORY 70 O.S. 2021, Section 625.3, is
14 amended to read as follows:

15 Section 625.3 A. The terms and conditions governing the
16 scholarships shall be as prescribed and formulated by the ~~Physician~~
17 ~~Manpower~~ Health Care Workforce Training Commission, but shall
18 include the condition that each recipient, upon completion of ~~his~~
19 the recipient's course of study, shall repay ~~his~~ such scholarship by
20 practicing ~~his~~ the recipient's profession in a rural community in
21 Oklahoma having a population of seven thousand five hundred (7,500)
22 persons or less according to the last preceding United States
23 Decennial Census and having a need therefor, as determined by the
24 Commission, for one (1) year for each one (1) year the scholarship

1 is financed; provided, however, that the recipient will be given no
2 credit for payment and reduction of the obligation by serving in the
3 defined rural communities for a period less than two (2) years.

4 B. The maximum rural population criteria specified in
5 subsection A of this section may be waived by the Commission.

6 C. The terms of this subsection shall apply to recipients who
7 accept assistance on or after July 1, 1993. The contract shall
8 provide that in the event the recipient breaches the terms of the
9 contract by not serving the designated community for the specified
10 period of time, the Commission shall be entitled to recover an
11 amount equal to three times the principal disbursed, pursuant to the
12 contract, plus interest. Interest on all amounts paid to or on
13 behalf of the participant shall be computed at the current prime
14 rate plus one percent (1%) with the interest to accrue from the date
15 each payment is made, pursuant to the contract. The amount the
16 Commission is entitled to recover shall be paid within ninety (90)
17 days of the date the recipient becomes liable as determined by the
18 Commission.

19 SECTION 9. AMENDATORY 70 O.S. 2021, Section 625.4, is
20 amended to read as follows:

21 Section 625.4 The Commission shall promulgate and adopt such
22 rules and regulations as may be necessary to carry out the
23 provisions of this act. The Commission shall prescribe the form and
24 regulate the submission of applications for scholarship; conduct

1 conferences and interviews with applicants; determine the
2 eligibility of applicants; allow or disallow all applications for
3 scholarships or renewal of scholarships; contract, increase,
4 decrease, terminate and otherwise regulate all grants for
5 scholarships and their repayment in cash or services; and manage,
6 operate and control all funds and property appropriated or otherwise
7 contributed for this purpose. The Commission may acquire property
8 or money by the acceptance of gifts, grants, bequests or devise, and
9 may contract with the federal government in order to secure the
10 benefit of any federal program consistent with the provisions of
11 this act. Monies received by the Commission in repayment of
12 scholarships granted from appropriated funds shall be deposited with
13 the State Treasurer who shall place the same to the credit of the
14 Commission in depository funds to be known as the "Rural Medical
15 Education Scholarship Fund" and the "Community Physician Education
16 Scholarship Fund" depending on the program in which the recipient
17 participated, under and subject exclusively to the control of the
18 Commission for the purpose of fulfilling and accomplishing the
19 conditions and purposes of the ~~Physician Manpower~~ Health Care
20 Workforce Training Commission. All monies so collected and
21 deposited in the State Treasury as aforesaid shall constitute a
22 continuing fund, shall not be subject to fiscal limitations, and the
23 unexpended balance shall at all times be available for expenditures
24 for the purposes and in the manner and form provided by this act.

1 All funds and property, and income therefrom, received by the
2 Commission through the acceptance of gifts, grants, bequests or
3 devise shall be held by the Commission in trust, and may be sold,
4 transferred, invested and reinvested by the Commission in accordance
5 with the provisions of the Oklahoma Trust Act, and all such funds
6 and property, and income therefrom, shall be used by the Commission
7 in fulfilling and accomplishing the conditions and purposes of the
8 ~~Physician Manpower~~ Health Care Workforce Training Commission.

9 SECTION 10. AMENDATORY 70 O.S. 2021, Section 625.4a, is
10 amended to read as follows:

11 Section 625.4a There is hereby created in the State Treasury a
12 revolving fund for the ~~Physician Manpower~~ Health Care Workforce
13 Training Commission to be designated the "~~Physician Manpower~~ Health
14 Care Workforce Training Commission Revolving Fund". The fund shall
15 be a continuing fund, not subject to fiscal year limitations and
16 shall consist of all payments received by the Commission pursuant to
17 Sections 625.3 and 625.10a of this title. All monies accruing to
18 the credit of the fund are hereby appropriated and may be budgeted
19 and expended by the ~~Physician Manpower~~ Health Care Workforce
20 Training Commission for any expenses incurred in the implementation
21 of its duties. Expenditures from the fund shall be made upon
22 warrants issued by the State Treasurer against claims filed as
23 prescribed by law with the Director of the Office of Management and
24 Enterprise Services for approval and payment.

1 SECTION 11. AMENDATORY 70 O.S. 2021, Section 625.9, is
2 amended to read as follows:

3 Section 625.9 The administration of the Oklahoma Rural Medical
4 Education Loan and Scholarship Fund is hereby transferred to the
5 ~~Physician Manpower~~ Health Care Workforce Training Commission as
6 established by law. All the powers, duties, responsibilities, rules
7 and regulations and functions of the Board of Trustees of the
8 Oklahoma Rural Medical Education Scholarship Fund are hereby
9 transferred to the ~~Physician Manpower~~ Health Care Workforce Training
10 Commission and the Board of Trustees of the Oklahoma Rural Medical
11 Education Scholarship Fund is hereby abolished and terminated.

12 SECTION 12. AMENDATORY 70 O.S. 2021, Section 625.10a, is
13 amended to read as follows:

14 Section 625.10a The ~~Physician Manpower~~ Health Care Workforce
15 Training Commission is hereby authorized and empowered to establish
16 and administer cost-sharing scholarships and loan fund programs
17 which shall provide for state assistance to and participation with
18 community physician education and scholarship trust funds which are
19 selected and approved by the Commission. Said state assistance and
20 participation shall be on a state and community matching formula
21 basis for the funding of the educational costs, fees and charges of
22 a selected and qualified student in good standing and who is duly
23 enrolled in an accredited college of medicine or college of
24 osteopathic medicine and pursuing a course of study leading to the

1 degree of Doctor of Medicine or to the degree of Doctor of
2 Osteopathic Medicine. Said student shall be a bona fide resident of
3 the State of Oklahoma who desires and agrees to practice his
4 profession on completion of the course of study and training
5 required for licensure and certification in the community providing
6 the initial funds to be matched by the state funds. Communities
7 shall deposit the initial trust funds with the ~~Physician Manpower~~
8 Health Care Workforce Training Commission to be administered and
9 matched by the Commission for the education of selected and
10 qualified students to serve and to practice in the communities with
11 trust funds so established for that purpose with the Commission.
12 The Commission shall aid and advise communities in the selection of
13 qualified students to participate in a given community scholarship
14 program and the Commission shall approve the selection of a given
15 student for a particular community physician education scholarship
16 trust fund matching program. The Commission shall determine the
17 percentage share for the state in the scholarship matching program
18 with a given community to educate a given and duly selected student
19 on the basis of the extent of need of the community and its
20 surrounding area for the services of a practicing physician, the
21 amount of the initial trust funds the community has raised and
22 deposited in the physician education scholarship trust fund that is
23 duly established and the matching funds schedule developed by the
24 Commission and based upon both the population of the community

determined by the latest Federal Decennial Census and the estimated median family annual income level as determined on the basis of the estimates of the Oklahoma Department of Commerce. The state matching assistance and participation in a given scholarship trust fund program shall not exceed seventy-five percent (75%) of the total amount calculated to be necessary to fund the costs of a course of study for the degree of Doctor of Medicine or the degree of Doctor of Osteopathic Medicine as determined annually by the Commission. Repayment of the total amount of the scholarship by the student on completion of ~~his~~ the student's course of study and on the establishment of ~~his~~ the student's practice in the community shall be made to the state fund and to the community trust fund in accordance with the percentage and total amounts contributed by the state and by the community to the matching scholarship trust fund program and in accordance with the provisions of Section 625.5 of this title and contract requirements of Section 625.6 of this title which shall apply in all cases to students participating in said community physician education scholarship trust fund programs administered by the Commission with the exception of the maximum amount allowable in payment to the student which shall be based on an annual review of the costs, fees and charges of the school of medicine or school of osteopathic medicine in which the student is enrolled and participating which shall be made by the Commission.

1 The procedures, terms and conditions governing the scholarships
2 and how they are administered shall be as prescribed and formulated
3 by the ~~Physician Manpower~~ Health Care Workforce Training Commission
4 but shall include the following:

5 1. Communities desiring to participate in a loan and
6 scholarship program shall select a student who meets the
7 requirements for participation and give notice to the Commission.

8 2. The Commission shall aid and advise communities in the
9 selection of qualified students to participate in a given community
10 loan and scholarship program.

11 3. The communities shall deposit with the Commission the
12 initial year scholarship funds provided by the community which funds
13 shall be a percentage of the total educational and associated costs
14 of the student in the course of study in an accredited college of
15 medicine or college of osteopathic medicine and which funds are to
16 be used in the education of the selected student.

17 4. The Commission shall review and approve the selection of a
18 given student and shall then match the initial community funds with
19 state funds from the Oklahoma Community Physician Education Loan and
20 Scholarship Program Fund in the amount needed to meet the total cost
21 for educating the student for one (1) year as agreed by the
22 Commission and the community in each particular case.

1 5. The Commission shall determine the percentage share for the
2 state in the loan and scholarship program with a given community to
3 educate a selected student on the basis of:

4 a. the extent of need of the community and its
5 surrounding area for the services of a practicing
6 physician~~+~~,

7 b. the amount of the initial trust funds the community
8 has raised and deposited with the Commission for the
9 education of a selected student~~+~~, and

10 c. the population of the community which shall be
11 determined on the basis of the current estimates made
12 by the Oklahoma Department of Commerce.

13 6. The state matching assistance and participation by the
14 Commission in a given loan and scholarship program for a particular
15 student shall not exceed seventy-five percent (75%) of the total
16 amount calculated to be necessary to fund one (1) year of study for
17 the degree of Doctor of Medicine or the degree of Doctor of
18 Osteopathic Medicine as determined annually by the Commission at the
19 school of medicine or osteopathic medicine in which the selected
20 student is enrolled.

21 7. Each scholarship recipient, upon completion of ~~his~~ the
22 recipient's course of study, shall repay ~~his~~ the recipient's loan
23 and scholarship to the state and to the community and receive
24 forgiveness on repayment of the funds from the state and from the

community by practicing his profession in the community in Oklahoma providing the initial funds at a minimum for one (1) year for each Five Thousand Dollars (\$5,000.00) the community and the state financed the scholarship program for the student; provided, however, that the recipient will be given no credit for payment, repayment and reduction of said obligation to the community and the state by serving the given community for a period less than two (2) years or, when approved by the Commission in agreement with the community and terms of the contracts involved, repayment may be made in cash with interest at the rate of twelve percent (12%) per annum, said interest to accrue from the date each payment of funds pursuant to the loan and scholarship program is made. In addition, should a recipient who accepts financial assistance after July 1, 1977, elect not to perform his obligated service in the sponsoring community, the agreed upon sum denoted as liquidated damages in the contract shall be assessed the recipient. No interest shall accrue on the principal during any one period of time that the recipient thereof is required to serve in the Armed Forces of the United States, or during his internship or residency, if in a primary care area and the required service, internship or residency does not exceed four (4) years. Provided that no interest shall accrue for six (6) months following each of the above exceptions.

Each student who applies to participate in a community and state matching loan and scholarship program shall enter into a

1 contract administered by the Commission on behalf of the state and a
2 given community which has provided the initial scholarship funds to
3 educate a selected student. The contract shall be between the State
4 of Oklahoma and the selected student by which contract the student
5 agrees to return to the community which provided the initial loan
6 and scholarship funds and to practice his profession, on completion
7 of the course of study and training required for licensure and
8 certification, for the number of years for which the student
9 received assistance from the community and the state and in
10 accordance with the conditions specified in the contract agreed to
11 by the student and the given community which selected the student.
12 Any repayment of the total amount of the scholarship or any portion
13 thereof as provided in this act and in the contract between the
14 state and the student shall be made to the state deposited into the
15 Community Matching Loan and Scholarship Repayment Revolving Fund
16 hereby created in the State Treasury. The community portion of any
17 repayment monies deposited in said fund shall be withdrawn from the
18 revolving fund and returned to the community on request or, if the
19 community so chooses, said repayment monies shall be held available
20 in said fund for reallocation by the community and the state to the
21 Community Physician Education Loan and Scholarship Program Fund to
22 educate another student selected by the community and approved by
23 the Commission. The form of the contracts shall be prepared and
24 approved by the Attorney General. The Commission is hereby vested

1 with full and complete authority and power to sue in its own name
2 any applicant for any balance due the Commission for repayment of
3 the scholarship on any contract or for failure by the applicant to
4 fulfill the terms of his contract in any way. Said contracts shall
5 be signed by the ~~Chairman~~ Chair of the Commission and by the student
6 for and by a representative of the community which selected the
7 student. The Commission shall have authority to cancel the contract
8 it makes between the Commission and any recipient of a scholarship
9 upon cause deemed sufficient by the Commission.

10 SECTION 13. AMENDATORY 70 O.S. 2021, Section 625.11, is
11 amended to read as follows:

12 Section 625.11 There is hereby created and established the
13 Oklahoma Community Physician Education Scholarship Program Fund
14 which fund shall be administered by the ~~Physician Manpower~~ Health
15 Care Workforce Training Commission for the purposes of providing the
16 state matching funds assistance for scholarship programs with given
17 communities. The Commission shall be empowered to contract for
18 services with any state agencies, institutions or any public or
19 private corporation involved in and conducting programs in ~~physician~~
20 ~~manpower~~ health care workforce placement in order that the
21 Commission may perform its functions in an efficient and timely
22 fashion.

23 SECTION 14. AMENDATORY 70 O.S. 2021, Section 625.13, is
24 amended to read as follows:

1 Section 625.13 A. There is hereby created the "Community Match
2 Rural Scholarship Incentive Program" which shall be conducted and
3 administered by the ~~Physician Manpower~~ Health Care Workforce
4 Training Commission. The purpose of this program is to provide for
5 the fair and necessary distribution of funds allocated to it by the
6 Legislature to provide monies to the following programs under the
7 ~~Physician Manpower~~ Health Care Workforce Training Commission:

- 8 1. The Community Matching Intern/Resident Program;
- 9 2. The Oklahoma Rural Medical Education Loan Scholarship
10 Program;
- 11 3. The Family/General Practice Resident Rural Scholarship Loan
12 Program, created pursuant to this section; and
- 13 4. The Family/General Practice Residency Grant Program, created
14 pursuant to this section.

15 The ~~Physician Manpower~~ Health Care Workforce Training Commission
16 is hereby authorized to distribute such monies to the funds
17 specified in Sections 625.1, 625.4a and 697.18 of this title
18 necessary to fund the programs specified in this section.

19 B. The ~~Physician Manpower~~ Health Care Workforce Training
20 Commission shall establish and administer a Family/General Practice
21 Resident Rural Scholarship Loan Program for the purpose of assisting
22 Oklahoma's rural communities by providing financial assistance
23 through a scholarship loan forgiveness program to residents enrolled
24 in an accredited Family Practice or General Practice residency

1 program. The Commission shall establish the eligibility standards,
2 the amount of the loan not to exceed One Thousand Dollars
3 (\$1,000.00) per month, the service obligation of the recipient of
4 the loan, and any penalties related to the breach of the service
5 contract or failure to repay such loan plus interest and penalty.

6 C. The ~~Physician Manpower~~ Health Care Workforce Training

7 Commission shall establish and administer a Family/General Practice
8 Residency Grant Program for the purpose of assisting Oklahoma's
9 rural communities by providing financial assistance through a grant
10 program to residents enrolled in an accredited Family Practice or
11 General Practice residency program. The Commission shall establish
12 the eligibility standards, the amount of the grant not to exceed
13 Five Thousand Dollars (\$5,000.00) per year, up to three (3) years,
14 the program obligations of the recipient of the grant, and any
15 penalties related to the breach of the grant obligations or failure
16 to repay the grant plus interest.

17 SECTION 15. AMENDATORY 70 O.S. 2021, Section 625.14, is
18 amended to read as follows:

19 Section 625.14 The ~~Physician Manpower~~ Health Care Workforce
20 Training Commission shall establish and administer cost-sharing
21 programs for internship and residency physician training. The
22 Commission shall provide for state assistance by sharing the cost on
23 a percentage basis, as may be prescribed by law or as determined by
24 the Commission, of the salary, fringe benefits, training and program

1 administration of the interns and residents as may be arranged by
2 contract for reimbursement with an accredited and approved hospital
3 and accredited clinical programs throughout the state in cooperation
4 with the University of Oklahoma College of Medicine and the
5 University of Oklahoma College of Medicine at Tulsa. Such physician
6 training institutions in the state shall serve as the administrative
7 agent for internship and residency programs which are located in
8 hospitals and clinical training programs throughout the state. Such
9 programs are affiliated with the institutions and are approved for
10 funding by the Commission. The Commission shall conduct the
11 planning, coordination and selection of the training programs to
12 assure the effective and efficient operation of these programs. Not
13 less than seventy-five percent (75%) of the subsidy for these
14 programs shall be used in the training of primary health care and
15 family practice physicians for the rural and medically underserved
16 areas of the state. Provided that such subsidy may be used for the
17 primary purpose of increasing the total number of residencies funded
18 by this state, wherever located within the state, during that period
19 in which residency programs are being established in rural areas;
20 provided further, that as the residency programs are established and
21 accredited in rural hospitals, residency positions in such programs
22 shall be first provided for by the Commission. The Commission shall
23 present a report to the Governor, the Speaker of the House of
24 Representatives and the President Pro Tempore of the Senate within

one (1) month of the beginning of each regular legislative session on the operation of the programs including the progress made in accomplishing the goals of physician training as to type of specialties and ~~manpower~~ workforce placement of the kind necessary to provide adequate health care to the people throughout this state. The subsidy to the participating hospital, clinical situation or training institution per resident or intern shall not exceed any maximum or minimum amount as may be prescribed by law or as determined by the Commission. The actual amount of subsidy for physician training program situations shall be based upon a determination by the Commission of:

1. The type of primary care residency and internship programs involved and being conducted;

2. The extent of reimbursement available through third-party payers and all other sources; and

3. The program and salary costs incurred in the given training situation.

SECTION 16. AMENDATORY 70 O.S. 2021, Section 697.1, is amended to read as follows:

Section 697.1 The Legislature recognizes that there is a need to upgrade the availability of health care services for people of Oklahoma, and thus, there is a need to improve the balance of ~~physician manpower~~ health care workforce distribution in the state both by type of practice and by geographic location. Furthermore,

1 the Legislature recognizes the need to accommodate the increasing
2 number of graduates from the medical and osteopathic colleges of
3 Oklahoma by retaining their services as practicing physicians in the
4 state and by attracting graduates from schools outside the state.
5 Therefore, it is the intent of the Legislature to increase the
6 number of internship and residency programs offered for the training
7 of physicians throughout the state through the sharing by the state
8 of the costs of such internships and residencies with hospitals and
9 other clinical residency training establishments. These programs
10 shall be designed primarily to emphasize the training of primary
11 health care and family practice physicians and to develop ~~manpower~~
12 workforce programs to service directly the rural and nonmetropolitan
13 areas of the state.

14 SECTION 17. AMENDATORY 70 O.S. 2021, Section 697.2, is
15 amended to read as follows:

16 Section 697.2 The ~~Physician-Manpower~~ Health Care Workforce
17 Training Commission is authorized to establish and administer cost-
18 sharing programs for internship and residency physician training.
19 The Commission shall provide for state assistance by sharing the
20 cost on a percentage basis, as may be prescribed by law or as
21 determined by the Commission, of the salary, fringe benefits,
22 training and program administration of the interns and residents as
23 may be arranged by contract for reimbursement with an accredited and
24 approved hospital and accredited clinical programs throughout the

1 state in cooperation with the Oklahoma State University College of
2 Osteopathic Medicine. Such physician training institutions in the
3 state shall serve as the administrative agent for internship and
4 residency programs which are located in hospitals and clinical
5 training programs throughout the state. Such programs are
6 affiliated with the institutions and approved for funding by the
7 Commission. The Commission shall conduct the planning, coordination
8 and selection of the training programs to assure the effective and
9 efficient operation of these programs. Not less than seventy-five
10 percent (75%) of the subsidy for these programs shall be used in the
11 training of primary health care and family/general practice
12 physicians for the rural and medically underserved areas of the
13 state. Provided that such subsidy may be used for the primary
14 purpose of increasing the total number of residencies funded by this
15 state, wherever located within the state, during that period in
16 which residency programs are being established in rural areas;
17 provided further, that as the residency programs are established and
18 accredited in rural hospitals, residency positions in such programs
19 shall be first provided for by the Commission. The Commission shall
20 present a report to the Governor, the Speaker of the House of
21 Representatives and the President Pro Tempore of the Senate within
22 one (1) month of the beginning of each regular legislative session
23 on the operation of the programs including the progress made in
24 accomplishing the goals of physician training as to type of

1 specialties and ~~manpower~~ workforce placement of the kind necessary
2 to provide adequate health care to the people throughout this state.
3 The subsidy to the participating hospital, clinical situation or
4 training institution per resident or intern shall not exceed any
5 maximum or minimum amount as may be prescribed by law or as
6 determined by the Commission. The actual amount of subsidy for
7 physician training program situations shall be based upon a
8 determination by the Commission of:

9 1. The type of primary care residency and internship programs
10 involved and being conducted;

11 2. The extent of reimbursement available through third-party
12 payers and all other sources; and

13 3. The program and salary costs incurred in the given training
14 situation.

15 SECTION 18. AMENDATORY 70 O.S. 2021, Section 697.3, is
16 amended to read as follows:

17 Section 697.3 The ~~Physician Manpower~~ Health Care Workforce
18 Training Commission shall be composed of ~~seven (7)~~ nine (9) members
19 appointed by the Governor with the advice and consent of the Senate.
20 Upon the expiration of the term of one of the nonphysician members,
21 three members shall be practicing allopathic physicians, three shall
22 be practicing osteopathic physicians ~~and,~~ one shall ~~not be a~~
23 ~~physician~~ be a practicing physician assistant, one shall be a
24 practicing advanced practice registered nurse, and one shall be a

1 member of the general public. The membership shall be appointed
2 from diverse geographic areas of the state. No board member serving
3 on November 1, 2001, shall be removed from the board to satisfy the
4 requirements of this section, but appointments to fill vacancies
5 subsequent to November 1, 2001, shall be subject to the requirements
6 of this section. ~~Three members~~ Members of the Commission shall be
7 appointed for ~~one-year terms, two members shall be appointed for~~
8 ~~three-year terms and two members shall be appointed for~~ five-year
9 terms, and ~~at the expiration of the initial terms,~~ succeeding terms
10 of office shall be five (5) years in duration. There shall be also
11 twelve additional nonvoting ex officio members of the Commission who
12 shall serve in an advisory capacity only and include the Dean of the
13 University of Oklahoma College of Medicine or designee, the Dean of
14 the University of Oklahoma College of Medicine - Tulsa or designee,
15 the Chair of the Department of Family Medicine of the University of
16 Oklahoma Health Sciences Center or designee, the Chair of the
17 Department of Family Practice of the University of Oklahoma College
18 of Medicine - Tulsa or designee, the Chair of the Department of
19 General Practice of the Oklahoma College of Osteopathic Medicine and
20 Surgery or designee, the President of the Oklahoma Academy of Family
21 Physicians or designee, the President of the Oklahoma State Medical
22 Association or designee, the President of the Oklahoma State
23 Osteopathic Association or designee, the President of the Oklahoma
24 Hospital Association or designee, the State Commissioner of Health

1 or designee, the Provost of the University of Oklahoma Health
2 Sciences Center or designee, and the Dean of the Oklahoma College of
3 Osteopathic Medicine and Surgery or designee. Members of the
4 Commission shall serve without salary, but may be reimbursed for
5 travel expenses in attending meetings and performing their duties
6 pursuant to the State Travel Reimbursement Act, Section 500.1 et
7 seq. of Title 74 of the Oklahoma Statutes.

8 SECTION 19. AMENDATORY 70 O.S. 2021, Section 697.5, is
9 amended to read as follows:

10 Section 697.5 The ~~Physician Manpower~~ Health Care Workforce
11 Training Commission, in order to perform its official function in
12 establishing and administering physician training programs, shall
13 have the following specific powers, duties and responsibilities:

14 1. To review all available data on ~~physician manpower~~ health
15 care workforce in Oklahoma in order to determine the current and
16 projected distribution of physicians by geographic location and by
17 type of practice, and, to accomplish this review, the Commission
18 shall obtain information from and work in conjunction with the State
19 Department of Health and all other agencies which gather data and
20 evaluate health ~~manpower~~ care workforce needs;

21 2. To review data and information on accredited physician
22 internship and residency programs currently operated by Oklahoma
23 hospitals and other approved clinical situations, in order to
24 ascertain the number and distribution by physician specialty

1 training and by geographic location of available internship and
2 residency positions and to evaluate the impact of internship and
3 residency placement on the establishment of practices by physicians
4 in that geographic area or similar areas within the state where
5 their services are urgently needed;

6 3. To serve as an agent to advise hospitals, clinics, and
7 communities on setting up and planning internship and residency
8 programs which emphasize the provision of additional primary care
9 physicians to service the rural areas of Oklahoma with primary care
10 specialties to be defined to include training in the area of
11 internal medicine, obstetrics and gynecology, pediatrics, emergency
12 trauma, and family practice;

13 4. To provide general counsel and advice in the development,
14 operation and evaluation of physician internship and residency
15 programs throughout the State of Oklahoma in cooperation with the
16 efforts of the Oklahoma State Regents for Higher Education and the
17 state's physician training institutions such as the Oklahoma
18 University College of Medicine, Oklahoma City and Tulsa campuses,
19 and the Oklahoma College of Osteopathic Medicine and Surgery, and
20 subject to accreditation by official and appropriate accrediting
21 agencies;

22 5. To develop the criteria for determining the physician
23 training cost component or associated clinical and hospital training
24 costs which are or may be nonreimbursable by third party payers in

1 programs proposed by accredited hospitals, clinical situations, or
2 hospital and clinical programs affiliated with and administered by
3 the College of Medicine, College of Medicine - Tulsa or College of
4 Osteopathic Medicine and Surgery in order to determine the share for
5 the state in supporting the salary, benefits, training and program
6 administration costs incurred by hospitals in supporting of the
7 interns and residents;

8 6. To develop the criteria and procedure by which state
9 matching funds will be awarded to hospitals, accredited clinical
10 situations, in cooperation with the University of Oklahoma College
11 of Medicine, University of Oklahoma College of Medicine - Tulsa, and
12 the Oklahoma College of Osteopathic Medicine and Surgery which shall
13 administer programs in hospital and clinical situations in the state
14 to be used to underwrite the salaries, benefits and associated
15 training and administration costs provided for the physician interns
16 and residents during their period of training in such a way as to
17 create an incentive for the development and establishment of
18 residency and internship positions by hospitals, clinical
19 establishments or by affiliation agreement with the University of
20 Oklahoma College of Medicine, University of Oklahoma College of
21 Medicine - Tulsa and the Oklahoma College of Osteopathic Medicine
22 and Surgery by providing funds to cover and to supplement the
23 nonreimbursable or additional costs incurred in hospitals for
24 training activities or for delivery of service in outreach and

1 ambulatory clinical situations which are outside but associated with
2 the hospitals and clinical establishments participating in the
3 program;

4 7. To review and to approve for inclusion in the programs
5 funded the applications for funds submitted by accredited hospitals
6 and clinical situations participating in physician training programs
7 in cooperation with the University of Oklahoma College of Medicine,
8 University of Oklahoma College of Medicine - Tulsa and the Oklahoma
9 College of Osteopathic Medicine and Surgery for the costs of
10 supplying residents and interns in programs which they administer by
11 affiliation agreements with hospitals and clinical situations
12 throughout the state in which the interns and residents are
13 supervised and funded by the University of Oklahoma College of
14 Medicine, University of Oklahoma College of Medicine - Tulsa and the
15 Oklahoma College of Osteopathic Medicine and Surgery and the
16 hospitals and clinical establishments pay for the patient care
17 services rendered in their institutions by these residents and
18 interns during the period of training;

19 8. To determine the specific level of funding and the
20 priorities used for granting state support to approved hospitals and
21 clinical situations, in cooperation with the University of Oklahoma
22 College of Medicine, University of Oklahoma College of Medicine -
23 Tulsa and the Oklahoma College of Osteopathic Medicine and Surgery
24 for approved hospital physician training programs for interns and

1 residents and to recommend to the Governor and the Oklahoma
2 Legislature the total funds needed to carry out the purpose of this
3 program;

4 9. To employ a director and any staff personnel required to
5 administer the funding of approved physician training programs and
6 to contract with other state agencies and institutions to conduct
7 and to perform specified services, functions and aspects in
8 administering state funds on the specified cost-sharing basis
9 determined by the Commission or for developing programs and
10 community and institutional participation in these training
11 programs;

12 10. To ensure that hospitals or clinical situations that can
13 qualify in all sections of Oklahoma be utilized, and to take all
14 steps necessary to assist such hospitals or clinics in obtaining
15 necessary recognition or status, or in meeting standards for
16 accreditation or affiliation so that they may participate in these
17 physician training programs;

18 11. To ensure that in programs administered and operated by the
19 University of Oklahoma College of Medicine, University of Oklahoma
20 College of Medicine - Tulsa and the Oklahoma College of Osteopathic
21 Medicine and Surgery in hospitals and clinical situations throughout
22 the state that funds allocated to the colleges are paid by the
23 hospitals and clinical situations in which the patient care services
24 are rendered, the funds are expended for such purposes in funding

1 residents and interns in the physician training programs that the
2 colleges have established with the approved hospitals and clinical
3 situations which programs are designed to provide primary health
4 care services to the rural and medically underserved parts of the
5 state;

6 12. To conduct and to administer a program of physician and
7 health ~~manpower~~ care workforce placement services throughout the
8 State of Oklahoma. Placement services shall be made available to
9 communities, hospitals, health care facilities, physician and health
10 professional training institutions, health professional associations
11 and organizations, individual physicians, health professionals,
12 students in physician and health professional training institutions
13 and schools, and other interested parties in such a way so as to
14 further the purposes of improving the distribution of physicians and
15 health professionals practicing or available for practice in the
16 state and improving in the availability of health care services to
17 the people of the state. Said placement service shall include but
18 not be limited to assisting communities in matching with, contacting
19 and recruiting physicians and health professionals to practice in
20 communities in the state. The Commission shall develop criteria and
21 procedures for the conduct and performance of placement services and
22 employ any staff, contract for services with any private agency,
23 nonprofit corporation or institution to facilitate the performance
24 of placement services.

1 SECTION 20. AMENDATORY 70 O.S. 2021, Section 697.6, is
2 amended to read as follows:

3 Section 697.6 Funds appropriated to carry out the provisions of
4 this act shall be allocated so that no less than forty percent (40%)
5 of all participating residents and interns in each school year must
6 participate in a rural program outside the Oklahoma City and Tulsa
7 metropolitan areas. The ~~Physician Manpower~~ Health Care Workforce
8 Training Commission, in accordance with primary care specialty
9 accreditation standards, shall promulgate and adopt rules
10 designating the time allocation spent by the residents and interns
11 participating in this program outside the Oklahoma City and Tulsa
12 metropolitan areas.

13 SECTION 21. AMENDATORY 70 O.S. 2021, Section 697.7, is
14 amended to read as follows:

15 Section 697.7 The ~~Physician Manpower~~ Health Care Workforce
16 Training Commission is hereby authorized to enter into contractual
17 arrangements with residency training programs at the University of
18 Oklahoma College of Medicine, University of Oklahoma-Tulsa Medical
19 College, or the Oklahoma College of Osteopathic Medicine and
20 Surgery, in order to enhance available funding for the training of
21 primary care residents and to pay the cost of the salary stipend and
22 expenses of the resident physician for the period of time spent in
23 the residency programs. Monies received by the Commission from the
24 participating residency training program under the provisions of

1 this section shall be deposited to, and disbursed from, the
2 "Residency Revolving Fund" hereby created in the State Treasury.
3 The fund shall be a continuing fund not subject to legislative
4 appropriation or fiscal year limitations. Expenditures from the
5 fund shall be made on warrants issued by the State Treasurer against
6 claims filed by the Commission with the Director of the Office of
7 Management and Enterprise Services for approval and payment.

8 SECTION 22. AMENDATORY 70 O.S. 2021, Section 697.8, is
9 amended to read as follows:

10 Section 697.8 A community may enter into a contract with a
11 resident physician in training whereby the resident agrees to
12 establish a practice in the community upon the completion of ~~his~~ the
13 individual's residency. The ~~Physician Manpower~~ Health Care
14 Workforce Training Commission shall have the authority to receive
15 funds direct from that community for the purpose of paying the
16 resident involved to the extent of the contractual arrangements.
17 Monies received by the Commission under the provisions of this
18 section shall be deposited to, and disbursed from, the "Community
19 Residency Revolving Fund" hereby created in the State Treasury. The
20 fund shall be a continuing fund not subject to legislative
21 appropriation or fiscal year limitations. Expenditures from said
22 fund shall be made on warrants issued by the State Treasurer against
23 claims filed by the Commission with the Director of the Office of
24 Management and Enterprise Services for approval and payment.

1 SECTION 23. AMENDATORY 70 O.S. 2021, Section 697.9, is
2 amended to read as follows:

3 Section 697.9 There is hereby created and established the
4 Community Preceptor Physician Training and Work Experience
5 Scholarship Fund which fund shall be administered by the ~~Physician~~
6 ~~Manpower~~ Health Care Workforce Training Commission for the purpose
7 of providing state matching funds assistance and encouraging the
8 development of a program whereby the state in conjunction with given
9 communities, hospitals or clinical training situations funds the
10 stipends and living expenses for medical students who agree to work
11 in these given communities during the vacation times during the
12 course of their education in the University of Oklahoma College of
13 Medicine or the Oklahoma College of Osteopathic Medicine and
14 Surgery. The Commission shall develop procedures for determining
15 the matching funds participation of communities and of the state for
16 a given student and coordinate with the physician training
17 institutions in the state for the selection of students to
18 participate in the program and the selection of physicians who will
19 supervise students and hospitals and clinical situations in which
20 the training and experience occurs in the delivery of primary health
21 care to rural and medically underserved areas with the purpose of
22 providing medical and osteopathic students an opportunity to develop
23 relationships with communities and encourage them to locate their
24 practices in areas of medical need.

1 SECTION 24. AMENDATORY 70 O.S. 2021, Section 697.10, is
2 amended to read as follows:

3 Section 697.10 A. The ~~Physician Manpower~~ Health Care Workforce
4 Training Commission is authorized to enter into contractual
5 arrangements with individual hospitals and clinical programs for the
6 reimbursement of intern or resident salary cost not to exceed the
7 limits established by Section 697.2 of this title. Provided, that
8 residency and internship positions created prior to the spring
9 semester 1975 shall be eligible for participation in the cost-
10 sharing program for internship and residency training as established
11 by Sections 697.1 through 697.8 of this title, only if partial
12 funding of said positions will allow the creation of additional
13 positions in whole or in part at the participating hospital or
14 clinical situation. The participating hospital or clinical
15 situation shall document in a manner specified by the Commission the
16 extent to which funding of a previously created and established
17 position contributes directly to the creation of additional
18 positions at the participating hospital or clinical situation.

19 B. The Commission is authorized, in cooperation with the
20 Oklahoma Health Care Authority, to enter into contractual
21 arrangements with the University of Oklahoma College of Medicine and
22 the Oklahoma State University College of Osteopathic Medicine for
23 the reimbursement of intern and resident professional liability
24 insurance cost which shall not be subject to the limits established

1 in Section 697.2 of this title. Any and all intern and resident
2 positions are eligible for reimbursement of intern and resident
3 professional liability insurance cost.

4 C. There is hereby created in the State Treasury a revolving
5 fund for the ~~Physician Manpower~~ Health Care Workforce Training
6 Commission to be designated the "Intern and Residents Professional
7 Liability Insurance Fund". The fund shall be a continuing fund, not
8 subject to fiscal year limitations, and shall consist of all monies
9 received by the ~~Physician Manpower~~ Health Care Workforce Training
10 Commission for reimbursement of intern and residency professional
11 liability insurance costs. All monies accruing to the credit of the
12 fund are hereby appropriated and may be budgeted and expended by the
13 ~~Physician Manpower~~ Health Care Workforce Training Commission for
14 such costs. Expenditures from the fund shall be made upon warrants
15 issued by the State Treasurer against claims filed as prescribed by
16 law with the Director of the Office of Management and Enterprise
17 Services for approval and payment.

18 SECTION 25. AMENDATORY 70 O.S. 2021, Section 697.11, is
19 amended to read as follows:

20 Section 697.11 A. In addition to internship and residency
21 programs previously established and funded, it is the intent of the
22 Legislature that the ~~Physician Manpower~~ Health Care Workforce
23 Training Commission, in cooperation with the Oklahoma Health Care
24 Authority, establish a Critical Need Internship and Residency

1 Program. The purpose of the Program is to fund internship and
2 residency programs across the state in areas of critical need. The
3 determination of areas of critical need shall be made through a
4 cooperative effort between the University of Oklahoma College of
5 Medicine and the Oklahoma State University College of Osteopathic
6 Medicine. The findings shall be reported to the Commission by July
7 1, 2006, and every three (3) years thereafter.

8 B. The University of Oklahoma College of Medicine and the
9 Oklahoma State University College of Osteopathic Medicine shall
10 annually provide to the Commission a report outlining the areas of
11 physician shortages in each specialty area. The report shall be the
12 basis for the cooperative funding of critical need physician
13 specialties for the current fiscal year.

14 C. There is hereby created in the State Treasury a revolving
15 fund for the ~~Physician Manpower~~ Health Care Workforce Training
16 Commission to be designated the "Critical Need Internship and
17 Residency Fund". The fund shall be a continuing fund, not subject
18 to fiscal year limitations, and shall consist of all monies received
19 by the ~~Physician Manpower~~ Health Care Workforce Training Commission
20 for funding internship and residency programs in areas of critical
21 need. All monies accruing to the credit of the fund are hereby
22 appropriated and may be budgeted and expended by the ~~Physician~~
23 ~~Manpower~~ Health Care Workforce Training Commission for such costs.
24 Expenditures from the fund shall be made upon warrants issued by the

1 State Treasurer against claims filed as prescribed by law with the
2 Director of the Office of Management and Enterprise Services for
3 approval and payment.

4 SECTION 26. AMENDATORY 70 O.S. 2021, Section 697.12, is
5 amended to read as follows:

6 Section 697.12 ~~The Physician Manpower~~ Health Care Workforce
7 Training Commission shall establish and administer a cost-sharing
8 scholarship program for the provision of physician services at the
9 various correctional facilities under the Department of Corrections
10 and the surrounding or nearby communities. Except as otherwise
11 specified herein, the scholarship program shall be administered
12 pursuant to the requirements prescribed by law for and as part of
13 the Oklahoma Community Education Scholarship Program. Each
14 scholarship available hereunder shall be funded on a percentage
15 cost-sharing basis as follows: One-half (1/2) of the costs to be
16 provided by the Commission, one-fourth (1/4) of the costs to be
17 provided by the Department of Corrections and one-fourth (1/4) of
18 the costs to be provided by a community. Each physician, who has
19 participated in the scholarship program hereunder, shall devote
20 one-half (1/2) of his or her professional time to medical care and
21 treatment of inmates at a state correctional facility and one-half
22 (1/2) of his or her professional time to medical services in the
23 community which shared the cost of a scholarship hereunder, for the
24

1 period of time as required under the Oklahoma Community Education
2 Scholarship Program.

3 SECTION 27. AMENDATORY 70 O.S. 2021, Section 697.15, is
4 amended to read as follows:

5 Section 697.15 In order for any hospital or clinic to be
6 eligible to receive funds through the ~~Physician Manpower~~ Health Care
7 Workforce Training Commission for residency or internship positions,
8 such hospital or clinic shall affirm that students receiving their
9 medical education in Oklahoma will be given special consideration
10 for all residency and internship positions.

11 SECTION 28. AMENDATORY 70 O.S. 2021, Section 697.16, is
12 amended to read as follows:

13 Section 697.16 ~~Effective July 1, 1982, all positions of the~~
14 ~~Physician Manpower~~ All future appointments of personnel to the
15 Health Care Workforce Training Commission ~~except the Executive~~
16 ~~Director who shall remain in the unclassified service, shall become~~
17 ~~subject to the Merit System of Personnel Administration. All~~
18 ~~incumbent employees shall be classified without the need to pass~~
19 ~~examinations and shall be allocated in accordance with the~~
20 ~~recommended classifications as proposed by the Merit System~~ be in
21 the unclassified service. Any classified employee occupying a
22 position in the Commission prior to July 1, 2022, shall retain the
23 right to remain in the classified service. However, at the time
24

1 such position becomes vacant, it shall be placed in the unclassified
2 service.

3 SECTION 29. AMENDATORY 70 O.S. 2021, Section 697.17, is
4 amended to read as follows:

5 Section 697.17 A. There is hereby established the Nursing
6 Student Assistance Program which shall be administered by the
7 ~~Physician Manpower~~ Health Care Workforce Training Commission. The
8 purpose of the program shall be to encourage persons to enter
9 nursing education programs and to practice in areas of this state in
10 which there is an urgent need for nursing services or in
11 institutions or agencies of this state which provide funds on a
12 matching basis with the ~~Physician Manpower~~ Health Care Workforce
13 Training Commission for the support of nursing students. The
14 Nursing Student Assistance Program shall be administered by rules
15 adopted by the ~~Physician Manpower~~ Health Care Workforce Training
16 Commission.

17 B. Only students who are residents of this state shall be
18 eligible to participate in the Nursing Student Assistance Program.

19 C. If a person receiving Nursing Student Assistance Program
20 funds fails to fully comply with the provisions of the contract for
21 the funds, the person shall refund to the ~~Physician Manpower~~ Health
22 Care Workforce Training Commission all monies received by the person
23 pursuant to the provisions of the contract plus a one-time
24 liquidated damages assessment of five percent (5%) of the total

1 amount dispersed to the person in lieu of interest. The Commission
2 shall prorate the amount to be repaid in the event the obligation
3 was partially fulfilled.

4 D. There is hereby created in the State Treasury a revolving
5 fund for the ~~Physician Manpower~~ Health Care Workforce Training
6 Commission to be designated the "Nursing Student Assistance Fund".
7 The fund shall be a continuing fund, not subject to fiscal year
8 limitations, and shall consist of all nonappropriated monies,
9 including community match money of appropriated funds, grants,
10 gifts, and repayment of scholarships received by the ~~Physician~~
11 ~~Manpower~~ Health Care Workforce Training Commission. All monies
12 accruing to the credit of the fund are hereby appropriated and may
13 be budgeted and expended by the ~~Physician Manpower~~ Health Care
14 Workforce Training Commission for such scholarships as may be
15 provided for pursuant to the Nursing Student Assistance Program.
16 Expenditures from the fund shall be made upon warrants issued by the
17 State Treasurer against claims filed as prescribed by law with the
18 Director of the Office of Management and Enterprise Services for
19 approval and payment.

20 SECTION 30. AMENDATORY 70 O.S. 2021, Section 697.18, is
21 amended to read as follows:

22 Section 697.18 A community may enter into a contract with a
23 physician who is a graduate from an accredited medical school
24 whereby such physician agrees to establish a practice in that

1 community. The ~~Physician Manpower~~ Health Care Workforce Training
2 Commission shall have the authority to receive funds direct from
3 that community for the purpose of paying the physician involved to
4 the extent of the contractual arrangement. Monies received by the
5 Commission under the provisions of this section shall be deposited
6 to and disbursed from, the "Community Match Revolving Fund" hereby
7 created in the State Treasury. The fund shall be a continuing fund
8 not subject to legislative appropriation of fiscal year limitations.
9 Expenditures from said fund shall be made on warrants issued by the
10 State Treasurer against claims filed by the Commission with the
11 Director of the Office of Management and Enterprise Services for
12 approval and payment.

13 SECTION 31. AMENDATORY 70 O.S. 2021, Section 697.19, is
14 amended to read as follows:

15 Section 697.19 A. There is hereby established the Omnibus
16 Budget Reconciliation Act Program (OBRA) which shall be administered
17 by the ~~Physician Manpower~~ Health Care Workforce Training Commission.
18 The purpose of the program shall be to encourage persons to enter
19 nursing education programs and to practice in nursing homes of this
20 state in which there is an urgent need for nursing services which
21 provide funds on a matching basis with the ~~Physician Manpower~~ Health
22 Care Workforce Training Commission for the support of nursing
23 students. The OBRA Program shall be administered by rules under the
24

1 Oklahoma Nursing Student Assistance Program adopted by the ~~Physician~~
2 ~~Manpower~~ Health Care Workforce Training Commission.

3 B. Only students who are residents of this state shall be
4 eligible to participate in the OBRA Program.

5 C. If a person receiving OBRA Program funds fails to fully
6 comply with the provisions of the contract for said funds, the
7 person shall refund to the ~~Physician Manpower~~ Health Care Workforce
8 Training Commission all monies received by the person pursuant to
9 the provisions of the contract plus interest at the rate of twelve
10 percent (12%) from the date of disbursement of said funds and shall
11 be liable for any other liquidated damages as specified in the
12 contract.

13 D. There is hereby created in the State Treasury a revolving
14 fund for the ~~Physician Manpower~~ Health Care Workforce Training
15 Commission to be designated the "OBRA Fund". The fund shall be a
16 continuing fund, not subject to fiscal year limitations, and shall
17 consist of all nonappropriated monies, including local nursing home
18 association match money of appropriated funds, grants, gifts, and
19 repayment of scholarships received by the ~~Physician Manpower~~ Health
20 Care Workforce Training Commission. All monies accruing to the
21 credit of said fund are hereby appropriated and may be budgeted and
22 expended by the ~~Physician Manpower~~ Health Care Workforce Training
23 Commission for such scholarships as may be provided for pursuant to
24 the OBRA Program. Expenditures from said 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 32. AMENDATORY 70 O.S. 2021, Section 697.20, is amended to read as follows:

Section 697.20 A. There is hereby created the "Osteopathic Internship and Residency Program" which shall be conducted and administered by the ~~Physician Manpower~~ Health Care Workforce Training Commission. The purpose of this program is to provide for the fair and necessary distribution of funds allocated to it by the Legislature to provide monies to the following programs under the ~~Physician Manpower~~ Health Care Workforce Training Program:

1. The Doctor of Osteopathy Residency Program (OSU/COM);

2. The Osteopathic General Practice Residency Program (OSU/COM); and

3. The Osteopathic Internship Program (OSU/COM).

B. The ~~Physician Manpower~~ Health Care Workforce Training Commission is hereby authorized to distribute such monies to the funds specified in Sections 697.2 and 697.6 of this title necessary to fund the programs specified in this section.

SECTION 33. AMENDATORY 70 O.S. 2021, Section 697.21, is amended to read as follows:

Section 697.21 A. There is hereby established the Physician Assistant Scholarship Program. The purpose of the program is to

1 encourage persons to enter physician assistant education programs
2 and to practice in rural and medically underserved areas of this
3 state. The Physician Assistant Scholarship Program shall be
4 administered by the ~~Physician Manpower~~ Health Care Workforce
5 Training Commission pursuant to rules promulgated by the Commission
6 and shall be funded based on an annual estimate of need as
7 determined by the Commission. Awards made pursuant to this Program
8 shall be subject to the availability of funds. The number of and
9 amount of each award shall be determined by the Commission based on
10 the availability of funds.

11 B. Only students who have been admitted as a student in an
12 accredited physician assistant program shall be eligible to
13 participate in the Physician Assistant Scholarship Program.

14 C. If a person receiving Physician Assistant Scholarship
15 Program monies fails to fully comply with the provisions of the
16 contract for the monies, the person shall refund to the ~~Physician~~
17 ~~Manpower~~ Health Care Workforce Training Commission all monies
18 received by the person pursuant to the provisions of the contract
19 plus interest at a rate that equals the prime interest rate plus one
20 percent (1%) from the date of disbursement of the funds and shall be
21 liable for any other liquidated damages as specified in the
22 contract.

23 D. There is hereby created in the State Treasury a revolving
24 fund for the ~~Physician Manpower~~ Health Care Workforce Training

1 Commission to be designated the "Physician Assistant Scholarship
2 Fund". The fund shall be a continuing fund, not subject to fiscal
3 year limitations, and shall consist of all monies received by the
4 ~~Physician Manpower~~ Health Care Workforce Training Commission for
5 implementation of the Physician Assistant Scholarship Program. All
6 monies accruing to the credit of the fund are hereby appropriated
7 and may be budgeted and expended by the ~~Physician Manpower~~ Health
8 Care Workforce Training Commission for such scholarships as may be
9 provided for pursuant to the Physician Assistant Scholarship
10 Program. Expenditures from the fund shall be made upon warrants
11 issued by the State Treasurer against claims filed as prescribed by
12 law with the Director of the Office of Management and Enterprise
13 Services for approval and payment.

14 SECTION 34. AMENDATORY 70 O.S. 2021, Section 697.21a, is
15 amended to read as follows:

16 Section 697.21a The ~~Physician Manpower~~ Health Care Workforce
17 Training Commission shall promulgate rules to enforce the provisions
18 of this act.

19 SECTION 35. It being immediately necessary for the preservation
20 of the public peace, health or safety, an emergency is hereby
21 declared to exist, by reason whereof this act shall take effect and
22 be in full force from and after its passage and approval.

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24 58-2-10923 JM 03/02/22

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