

1 ENGROSSED HOUSE
2 BILL NO. 3223

By: Roberts (Dustin) of the
House

3 and

4 Rosino of the Senate

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7 An Act relating to professions and occupations;
8 amending 59 O.S. 2021, Section 521.3, which relates
9 to the Physician Assistant Act; limiting scope of act
10 with respect to certain physician assistants;
11 imposing requirements on physician assistants;
12 providing for applicability of Physician Assistant
13 Act based upon performance of certain services;
14 defining term; and providing an effective date.

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

16 SECTION 1. AMENDATORY 59 O.S. 2021, Section 521.3, is
17 amended to read as follows:

18 Section 521.3 A. A physician assistant licensed in this state
19 or licensed or authorized to practice in any other U.S. jurisdiction
20 or who is credentialed as a physician assistant by a federal
21 employer who is responding to a need for medical care created by an
22 emergency or a state or local disaster may render such care that the
23 physician assistant is able to provide.

24 B. A physician assistant so responding who voluntarily and
gratuitously, and other than in the ordinary course of employment or
practice, renders emergency medical assistance shall not be liable

1 for civil damages for any personal injuries that result from acts or
2 omissions which may constitute ordinary negligence. The immunity
3 granted by this section shall not apply to acts or omissions
4 constituting gross, willful or wanton negligence.

5 C. Nothing in the Physician Assistant Act shall limit the
6 activities of a physician assistant in the performance of his or her
7 duties if the physician assistant is employed by or under contract
8 with the United States Department of Veterans Affairs or if the
9 physician assistant is employed by, under contract with, or
10 commissioned by one of the uniformed services; provided, the
11 physician assistant must be currently licensed in this state or any
12 other state or currently credentialed as a physician assistant by
13 the United States Department of Veterans Affairs or the applicable
14 uniformed service. Any physician assistant who is employed by or
15 under contract with the United States Department of Veterans Affairs
16 or is employed by, under contract with, or commissioned by one of
17 the uniformed services and practices outside of such employment,
18 contract, or commission shall be subject to the Physician Assistant
19 Act while practicing outside of such employment, contract, or
20 commission. As used in this subsection, "uniformed services" shall
21 have the same meaning as provided by Title 10 of the United States
22 Code.

23 SECTION 2. This act shall become effective November 1, 2022.
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1 Passed the House of Representatives the 21st day of March, 2022.

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4 Presiding Officer of the House
of Representatives

5 Passed the Senate the ____ day of _____, 2022.
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9 Presiding Officer of the Senate
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