

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   2nd Session of the 58th Legislature (2022)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 3223

By: Roberts (Dustin) of the  
House

and

**Rosino** of the Senate

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11                                   COMMITTEE SUBSTITUTE

12                   An Act relating to professions and occupations;  
13                   amending 59 O.S. 2021, Section 521.3, which relates  
14                   to the Physician Assistant Act; prohibiting the  
15                   limiting of activities for certain employees; and  
16                   providing an effective date.

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

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

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

3 B. A physician assistant so responding who voluntarily and  
4 gratuitously, and other than in the ordinary course of employment or  
5 practice, renders emergency medical assistance shall not be liable  
6 for civil damages for any personal injuries that result from acts or  
7 omissions which may constitute ordinary negligence. The immunity  
8 granted by this section shall not apply to acts or omissions  
9 constituting gross, willful or wanton negligence.

10 C. Nothing in the Physician Assistant Act shall limit the  
11 activities of a physician assistant in the performance of their  
12 duties if the physician assistant is employed by or under contract  
13 with the United States Department of Veterans Affairs or if the  
14 physician assistant is employed by, under contract with, or  
15 commissioned by one of the uniformed services; provided, the  
16 physician assistant must be currently licensed in this state or any  
17 other state or currently credentialed as a physician assistant by  
18 the United States Department of Veterans Affairs or the applicable  
19 uniformed service. Any physician assistant who is employed by or  
20 under contract with the United States Department of Veterans Affairs  
21 or is employed by, under contract with, or commissioned by one of  
22 the uniformed services and practices outside of such employment,  
23 contract, or commission shall be subject to the Physician Assistant  
24 Act while practicing outside of such employment, contract, or

1 commission. As used in this subsection, "uniformed services" shall  
2 have the same meaning as provided by Title 10 of the United States  
3 Code.

4 SECTION 2. This act shall become effective November 1, 2022.

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6 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE, dated  
7 03/02/2022 - DO PASS, As Amended and Coauthored.  
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