

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

HOUSE BILL 3041

By: Talley

AS INTRODUCED

An Act relating to medical treatments; creating the Continuity of Care Act of 2022; creating certain standards for medical practitioners; granting certain immunities to physicians in certain situations; providing for codification; providing an effective date; and declaring an emergency.

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 3310 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. This act shall be known and may be cited as the "Continuity of Care Act of 2022".

B. If a patient loses access to his or her practitioner who manages his or her controlled medications and necessary prescriptions and seeks a continuance of the services or medications being previously provided from a new primary care practitioner, an emergency room, an urgent care setting, or some other practitioner who is licensed and registered to prescribe controlled medications in this state, the practitioner shall make a good-faith effort to

1 preserve the previous dosage and regimen and to make timely  
2 referrals necessary to ensure the patient's continued care.

3 These referrals may include, but are not limited to:

- 4 1. Mental health medication management;
- 5 2. Pain medication management; and
- 6 3. New primary care practitioner.

7 C. A practitioner providing prescriptions to ensure the  
8 continuity of care to a patient shall be protected from adverse  
9 regulatory action or prosecution of crimes involving prescriptions  
10 for ninety (90) days from the date of the first visit of the patient  
11 when the practitioner is continuing previous doses and regimens for  
12 the patient. Previous dosages and regimens for medications included  
13 in the central repository database may be proven by accessing the  
14 central repository when electronic or physical records are  
15 unavailable and documentation is necessary.

16 SECTION 2. This act shall become effective July 1, 2022.

17 SECTION 3. It being immediately necessary for the preservation  
18 of the public peace, health or safety, an emergency is hereby  
19 declared to exist, by reason whereof this act shall take effect and  
20 be in full force from and after its passage and approval.

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22 58-2-10194 KN 01/12/22  
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