

2nd

OKLAHOMA STATE SENATE
CONFERENCE
COMMITTEE REPORT

May 19, 2021

Mr. President:
Mr. Speaker:

The Conference Committee, to which was rereferred

SB534

By: Bergstrom of the Senate and Frix of the House

Title: Transportation; requiring transit certification;authorizing additions to state highway system.
Effective date.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

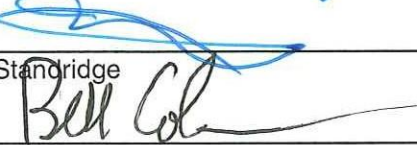
1. That the House recede from all Amendments.
2. That the attached Conference Committee Substitute be adopted.

Respectfully submitted,

SENATE CONFEREES:


Bergstrom

Dossett (J.A.)


Standridge
Coleman

Matthews


Murdock

HOUSE CONFEREES:

Conference Committee on Transportation

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED

SENATE BILL NO. 534

By: Bergstrom of the Senate

and

Frix of the House

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to transportation; requiring certain accreditation for nonemergency medical transport; specifying entities eligible to provide certain accreditation; requiring the Office of Mobility and Public Transit to approve entities for certain accreditation; requiring office to publish certain list in certain time; specifying companies eligible to provide transport for certain purposes; requiring consideration of certain laws; requiring entities to comply with certain plan under certain circumstances; authorizing Office to work with third-party for certain purpose; authorizing the Department of Transportation to make additions to state highway systems in certain circumstances; providing circumstances required for adding highway miles; providing for codification; and providing an effective date.

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 325 of Title 69, unless there is created a duplication in numbering, reads as follows:

1 A. Public transit system providers and transportation companies
2 providing nonemergency medical transportation for Medicaid or
3 SoonerCare participants shall be accredited by any nationally
4 recognized organization whose mission focuses on improving the
5 quality of care in medical transportation systems and who provide
6 accreditation demonstrating the public transit system provider or
7 transportation company meets or exceeds industry standards, or is
8 certified by any nationally recognized organization providing
9 certification for multiple components of community transportation
10 services including, but not limited to, transit managers, safety
11 officers, maintenance personnel, supervisors, dispatchers and
12 certified transit program administrators. The accreditation or
13 certification shall be done by one or more nonprofits exempt from
14 taxation pursuant to the provisions of the Internal Revenue Code, 26
15 U.S.C., Section 501(c)(3) and who have been approved by the Office
16 of Mobility and Public Transit. The Office of Mobility and Public
17 Transit shall approve at least two (2) nationally recognized
18 organizations to certify or accredit public transit system providers
19 and transportation companies within ninety (90) days of the
20 effective date of this act.

21 B. 1. The Office of Mobility and Public Transit shall publish
22 on its website annually a list of public transit system providers
23 and transportation companies that have met the requirements of
24 subsection A of this section. The Office shall confirm that the

1 public transit system providers have met the requirements each year
2 before publishing the list. If a public transit system provider or
3 transportation company is found to not meet the requirements they
4 shall be removed from the published list immediately.

5 2. Public transit system providers or transportation companies
6 on the published list are solely eligible to provide nonemergency
7 medical transportation for Medicaid or SoonerCare participants.

8 C. Any nonemergency medical transportation for Medicaid or
9 SoonerCare participants shall respect the jurisdictional boundaries
10 of such public transit system providers as defined by the Office of
11 Mobility and Public Transit pursuant to Sections 5307 and 5311 of
12 Title 49 of the United States Code.

13 D. 1. In the event a statewide mobility management plan is
14 developed as provided in the Oklahoma Public Transit Policy Plan
15 pursuant to Section 322 of Title 69 of the Oklahoma Statutes, any
16 entity contracted to broker or schedule nonemergency medical
17 transportation for Medicaid or SoonerCare participants shall comply
18 with the statewide mobility management plan to the maximum extent
19 allowed by federal Medicaid regulations to ensure transport provided
20 is coordinated with public transportation services and human
21 services transportation.

22 2. The Office is hereby authorized to enter into contracts with
23 third-party administrators to administer the statewide mobility
24 management plan.

1 E. Nothing in this section shall be construed to interfere in
2 any nonemergency medical transportation contracts pending or in
3 effect on the effective date of this act.

4 SECTION 2. NEW LAW A new section of law to be codified
5 in the Oklahoma Statutes as Section 508 of Title 69, unless there is
6 created a duplication in numbering, reads as follows:

7 The Department of Transportation shall have the authority to
8 make additions to the state highway system without a corresponding
9 removal of mileage in the following circumstances:

10 1. The addition of highway miles will improve public safety;

11 2. There are local, private or other nonstate resources
12 contributed toward the capital costs of the addition;

13 3. Prior to the addition of highway miles, the performance
14 metrics of the regional highway system, developed pursuant to
15 Section 45.10 of Title 62 of the Oklahoma Statutes, are determined
16 by the Department of Transportation to be adequate in the strategic
17 goal areas of:

18 a. achieving and sustaining less than one percent (1%)
19 structurally deficient bridges,

20 b. increasing the percentage of highway lane miles in
21 good condition,

22 c. decreasing the miles of rural two-lane roads with
23 deficient shoulders, as defined in Section 241 of
24 Title 69 of the Oklahoma Statutes, and

1 d. decreasing traffic fatalities;

2 4. The addition of highway miles can be shown to have a
3 positive local or regional economic impact;

4 5. The Department determines that the resources required for
5 long-term operation and maintenance exist; and

6 6. The addition of highway miles is determined to be for the
7 benefit of the general public.

8 SECTION 3. This act shall become effective November 1, 2021.

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