

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 SENATE BILL 1794

By: Rosino

6 AS INTRODUCED

7 An Act relating to mental health; requiring
8 establishment of certain behavioral health vacancy
9 registry; describing registry; requiring certain
10 registration and reporting; directing establishment
11 of certain uniform data definitions; requiring
12 compliance with privacy laws; providing for
13 codification; and providing an effective date.

14
15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 1-111 of Title 43A, unless there
18 is created a duplication in numbering, reads as follows:

19 A. The Department of Mental Health and Substance Abuse Services
20 shall establish and maintain a secure, real-time statewide
21 behavioral health vacancy registry to expedite clinically
22 appropriate placement, including placements associated with
23 emergency detention, protective custody, or assessments authorized
24 under Title 43A of the Oklahoma Statutes.

1 B. The registry shall display, at minimum:

2 1. Current capacity counts;

3 2. Populations served;

4 3. Level of care or acuity of each consumer;

5 4. Diagnosis of each consumer;

6 5. Admission criteria;

7 6. Acceptance rates of consumers for intake through emergency
detentions and assessments;

8 7. Payor or preauthorization considerations; and

9 8. Twenty-four-hour placement contact procedures.

10 C. Each facility shall register with the Department and shall
11 electronically update capacity status upon any material change and
12 not less than once per hour while accepting referrals. The
13 Department may establish alternative reporting frequencies by rule
14 for low-volume settings.

15 D. The Department shall establish uniform data definitions for
16 licensed, staffed, and available capacity; age bands; general
17 diagnostic groupings; medication capabilities; and levels of care,
18 consistent with state and federal privacy laws.

19 E. The registry shall not contain protected health information
20 of identifiable patients and shall comply with state and federal
21 privacy laws, including the Health Insurance Portability and
22 Accountability Act of 1996 (HIPAA) and 42 C.F.R., Part 2, as
23

1 applicable. Data may be used by the Department for de-identified
2 analytics and public reporting.

3 SECTION 2. This act shall become effective November 1, 2026.

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