

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 3136

By: West (Kevin)

6 AS INTRODUCED

7 An Act relating to health care providers; defining  
8 terms; establishing rights for health care providers;  
9 providing protections from liability; providing an  
exception due to bona fide medical emergency;  
providing for enforcement; providing whistleblower  
protections; establishing federal law compliance;  
providing for codification; and providing an  
effective date.

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

15 SECTION 1. NEW LAW A new section of law to be codified  
16 in the Oklahoma Statutes as Section 1-728g of Title 63, unless there  
17 is created a duplication in numbering, reads as follows:

18 As used in this act:

19 1. "Conscientious objection" means an inability to perform,  
20 participate in, or assist with a medical service due to moral,  
21 ethical, or religious beliefs;

22 2. "Health care institution" means any hospital, clinic,  
23 surgical center, or other entity employing or contracting health  
24 care providers;

1       3. "Health care provider" means a licensed physician, nurse,  
2 physician assistant, pharmacist, or other individual directly  
3 involved in patient care; and

4       4. "Medical procedure or service" means any research,  
5 treatment, procedure, or intervention provided for health purposes.

6       SECTION 2.        NEW LAW        A new section of law to be codified  
7 in the Oklahoma Statutes as Section 1-728h of Title 63, unless there  
8 is created a duplication in numbering, reads as follows:

9       A. Health care providers may assert a conscientious objection  
10 to performing or participating in any medical procedure or service  
11 that conflicts with their conscience.

12       B. Conscientious objection applies to individual providers,  
13 ancillary staff, and institutions where the medical procedure or  
14 service is the basis for the conscientious objection.

15       C. Health care providers shall submit written notification of  
16 refusal to their employing institution or supervising authority.

17 The notice shall:

18       1. Identify the provider;

19       2. Reference conscience as the basis;

20       3. List the medical procedure or service being refused; and

21       4. Be submitted in paper or electronic form as soon as  
22 practical when the health care provider becomes aware of the need to  
23 assert a conscientious objection. The format shall be minimally  
24 burdensome.

1 SECTION 3. NEW LAW A new section of law to be codified

2 in the Oklahoma Statutes as Section 1-728i of Title 63, unless there  
3 is created a duplication in numbering, reads as follows:

4 A Health care providers and institutions acting in good faith  
5 under this act are immune from civil, professional, or  
6 administrative liability arising from the health care provider's  
7 assertion of the conscientious objection.

8 B. Health care providers shall not be disciplined, terminated,  
9 or have privileges revoked solely for exercising conscience-based  
10 refusal.

11 SECTION 4. NEW LAW A new section of law to be codified  
12 in the Oklahoma Statutes as Section 1-728j of Title 63, unless there  
13 is created a duplication in numbering, reads as follows:

14 The right to assert a conscientious objection protected by this  
15 act shall not apply if it conflicts with the requirements of the  
16 Emergency Medical and Labor Act, 42 U.S.C., Section 1395dd, or any  
17 state law that regulates the provision of emergency medical service.

18 SECTION 5. NEW LAW A new section of law to be codified  
19 in the Oklahoma Statutes as Section 1-728k of Title 63, unless there  
20 is created a duplication in numbering, reads as follows:

21 A. Health care providers who report violations of this act  
22 shall not be retaliated against.

23 B. Complaints regarding violations shall be submitted to the  
24 State Department of Health or designated state office.

1       C. Health care providers aggrieved by any violation of this act  
2 may bring a private right of action and shall be entitled - upon the  
3 finding of a violation - to injunctive and declaratory relief, and  
4 to recover damages sustained, along with the costs of the action and  
5 reasonable attorney fees.

6       SECTION 6.        NEW LAW        A new section of law to be codified  
7 in the Oklahoma Statutes as Section 1-7281 of Title 63, unless there  
8 is created a duplication in numbering, reads as follows:

9           Nothing in this act requires violation of federal law or  
10 jeopardizes federal funding for institutions or health care  
11 providers.

12       SECTION 7. This act shall become effective November 1, 2026.

14       60-2-14259       TJ        01/05/26