

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

SENATE BILL 1794

By: Rosino

AS INTRODUCED

An Act relating to mental health; requiring establishment of certain behavioral health vacancy registry; describing registry; requiring certain registration and reporting; directing establishment of certain uniform data definitions; requiring compliance with privacy laws; 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 1-111 of Title 43A, unless there is created a duplication in numbering, reads as follows:

A. The Department of Mental Health and Substance Abuse Services shall establish and maintain a secure, real-time statewide behavioral health vacancy registry to expedite clinically appropriate placement, including placements associated with emergency detention, protective custody, or assessments authorized 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  
8 detentions and assessments;

9 7. Payor or preauthorization considerations; and

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

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

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

20 E. The registry shall not contain protected health information  
21 of identifiable patients and shall comply with state and federal  
22 privacy laws, including the Health Insurance Portability and  
23 Accountability Act of 1996 (HIPAA) and 42 C.F.R., Part 2, as  
24

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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