

1 ENGROSSED SENATE  
2 BILL NO. 419

By: Bice of the Senate

3 and

4 Miller of the House

5  
6 An Act relating to health services; defining terms;  
7 directing certain licensing boards to work with  
8 hospitals and healthcare professionals to develop  
9 certain policies and materials to meet certain  
10 requirements; requiring conformance with federal law;  
11 providing exception; providing for codification; and  
12 providing an effective date.

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

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

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in the Oklahoma Statutes as Section 1-242 of Title 63, unless there

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is created a duplication in numbering, reads as follows:

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A. As used in this section:

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1. "Hospital" shall have the same meaning as such term is

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defined in Section 1-701 of Title 63 of the Oklahoma Statutes;

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2. "Licensed health care professional" means a licensed

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allopathic or osteopathic physician, a licensed Advanced Practice

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Registered Nurse or a licensed physician assistant;

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3. "Postnatal care" means an office visit to a licensed health

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care professional occurring after birth, with reference to the

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infant or mother;

1 4. "Prenatal care" means an office visit to a licensed health  
2 care professional for pregnancy-related care occurring before birth;  
3 and

4 5. "Questionnaire" means an assessment tool administered by a  
5 licensed health care professional to detect perinatal mental health  
6 disorders, such as the Edinburgh Postnatal Depression Scale, the  
7 Postpartum Depression Screening Scale, the Beck Depression  
8 Inventory, the Patient Health Questionnaire or other validated  
9 assessment methods.

10 B. The State Board of Medical Licensure and Supervision, the  
11 State Board of Osteopathic Examiners and the State Board of Nursing  
12 may work with hospitals and licensed health care professionals in  
13 this state to develop policies, procedures, information and  
14 educational materials to meet each of the following requirements  
15 concerning perinatal mental health disorders:

16 1. Licensed health care professionals providing prenatal care  
17 to women shall provide education to women and, if possible and with  
18 permission, to their families about perinatal mental health  
19 disorders in accordance with the formal opinions and recommendations  
20 of the American College of Obstetricians and Gynecologists;

21 2. All hospitals that provide labor and delivery services in  
22 this state shall provide new mothers, prior to discharge following  
23 childbirth, and, if possible, shall provide fathers and other family  
24 members with complete information about perinatal mental health

1 disorders, including its symptoms, methods of coping with the  
2 illness and treatment resources;

3 3. Licensed health care professionals providing prenatal care  
4 at a prenatal visit shall invite each pregnant patient to complete a  
5 questionnaire and shall review the completed questionnaire in  
6 accordance with the formal opinions and recommendations of the  
7 American College of Obstetricians and Gynecologists. Assessment for  
8 perinatal mental health disorders shall be repeated when, in the  
9 professional judgment of the licensed health care professional, a  
10 reasonable possibility exists that the woman suffers from perinatal  
11 mental health disorders;

12 4. Licensed health care professionals providing postnatal care  
13 to women shall invite each patient to complete a questionnaire and  
14 shall review the completed questionnaire in accordance with the  
15 formal opinions and recommendations of the American College of  
16 Obstetricians and Gynecologists; and

17 5. Licensed health care professionals providing pediatric care  
18 to an infant shall invite the infant's mother to complete a  
19 questionnaire at any well-baby checkup at which the mother is  
20 present prior to the infant's first birthday, and shall review the  
21 completed questionnaire in accordance with the formal opinions and  
22 recommendations of the American College of Obstetricians and  
23 Gynecologists, in order to ensure that the health and well-being of  
24 the infant are not compromised by an undiagnosed perinatal mental

1 health disorder in the mother. In order to share results from an  
2 assessment with the mother's primary licensed health care  
3 professional, consent should be obtained from the mother in  
4 accordance with the Health Insurance Portability and Accountability  
5 Act of 1996, 29 U.S.C.A., Section 1181 et seq. If the mother is  
6 determined to present an acute danger to herself or someone else,  
7 consent is not required.

8 SECTION 2. This act shall become effective November 1, 2019.  
9 Passed the Senate the 13th day of March, 2019.

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11 \_\_\_\_\_  
12 Presiding Officer of the Senate

13 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
14 2019.

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17 Presiding Officer of the House  
18 of Representatives  
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