

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 COMMITTEE SUBSTITUTE

4 FOR

5 HOUSE BILL NO. 1012

6 By: Bush

7 COMMITTEE SUBSTITUTE

8 An Act relating to public health; stating policy;  
9 prohibiting certain Oklahoma Health Care Authority  
10 contracts from having certain negative impacts;  
11 requiring certain contracts to purchase  
12 transportation through Oklahoma public transit  
13 systems and to respect certain jurisdictional  
14 boundaries; requiring certain contracted entities to  
15 collaborate with the entity implementing a statewide  
16 mobility management program; listing provider  
17 requirements; providing for codification; and  
18 providing an effective date.

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

20 SECTION 1. NEW LAW A new section of law to be codified  
21 in the Oklahoma Statutes as Section 5009.7 of Title 63, unless there  
22 is created a duplication in numbering, reads as follows:

23 A. It is the policy of the State of Oklahoma that all state  
24 agencies with an interest in public transit should ensure their  
25 programs are in alignment with the Oklahoma Public Transit Policy  
26 Plan as mandated by Sections 322 through 324 of Title 69 of the  
27 Oklahoma Statutes and that state policy and program direction

1 related to public transit and transportation should ensure a  
2 coordinated public transit network that meets the mobility needs of  
3 all Oklahomans in a safe, reliable, consistent, and economical  
4 manner.

5 B. The Oklahoma Health Care Authority, in contracting for  
6 nonemergency medical transportation for Medicaid or SoonerCare  
7 participants, shall not allow any existing contract to have or award  
8 any new contract that will have a negative impact on the financial  
9 stability of the state's public transit network as envisioned by the  
10 Oklahoma Public Transit Policy Plan.

11 C. The Oklahoma Health Care Authority shall direct any entity  
12 contracted to broker or schedule nonemergency medical transportation  
13 for Medicaid or SoonerCare participants, whether such contract is  
14 between the entity and the Oklahoma Health Care Authority or is an  
15 entity subcontracted with an entity under contract with the Oklahoma  
16 Health Care Authority, to purchase participants' transportation  
17 through Oklahoma public transit systems, as defined by Sections  
18 5307, 5310 and 5311 of Title 49 of the United States Code, in all  
19 instances where public transit services are available to meet the  
20 participants' needs in as cost-effective a manner as other  
21 transportation providers meeting the same state and federal  
22 regulations, safety and cleanliness standards, and education and  
23 training standards as prescribed in subsection E of this section.  
24 In purchasing such nonemergency medical transportation, the Oklahoma

1 Health Care Authority and any contracted or subcontracted entity  
2 shall first respect the jurisdictional boundaries of such public  
3 transit systems as defined by the Office of Mobility and Public  
4 Transit at the Oklahoma Department of Transportation.

5 D. Any entity contracted to broker or schedule nonemergency  
6 medical transportation for Medicaid or SoonerCare participants,  
7 whether such contract is between the entity and the Oklahoma Health  
8 Care Authority or is an entity subcontracted with an entity under  
9 contract with the Oklahoma Health Care Authority, shall reasonably  
10 collaborate with the entity implementing a statewide mobility  
11 management program as envisioned by the Oklahoma Public Transit  
12 Policy Plan and recognized by the public transit agencies in the  
13 state, to ensure such trips coordinate with public transit services  
14 and human services transportation through the recognized statewide  
15 mobility management program.

16 E. In order for any public transit provider or transportation  
17 company to provide nonemergency medical transportation for Medicaid  
18 or SoonerCare participants, such provider or company shall have a  
19 valid certification from the Oklahoma Transit Association affirming  
20 that the provider or company has met certain education and training  
21 standards, adheres to all state and federal regulations, adheres to  
22 industry safety and cleanliness standards and is based in the State  
23 of Oklahoma.

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SECTION 2. This act shall become effective November 1, 2021.

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