

1 ENGROSSED HOUSE  
2 BILL NO. 1012

By: Bush of the House

3 and

4 Garvin of the Senate

5  
6 An Act relating to public health; stating policy;  
7 prohibiting certain Oklahoma Health Care Authority  
8 contracts from having certain negative impacts;  
9 requiring certain contracts to purchase  
10 transportation through Oklahoma public transit  
11 systems and to respect certain jurisdictional  
12 boundaries; requiring certain contracted entities to  
13 collaborate with the entity implementing a statewide  
14 mobility management program; listing provider  
15 requirements; providing for codification; and  
16 providing an effective date.

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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 5009.7 of Title 63, unless there  
17 is created a duplication in numbering, reads as follows:

18 A. It is the policy of the State of Oklahoma that all state  
19 agencies with an interest in public transit should ensure their  
20 programs are in alignment with the Oklahoma Public Transit Policy  
21 Plan as mandated by Sections 322 through 324 of Title 69 of the  
22 Oklahoma Statutes and that state policy and program direction  
23 related to public transit and transportation should ensure a  
24 coordinated public transit network that meets the mobility needs of

1 all Oklahomans in a safe, reliable, consistent, and economical  
2 manner.

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

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

1 transit systems as defined by the Office of Mobility and Public  
2 Transit at the Oklahoma Department of Transportation.

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

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

22 SECTION 2. This act shall become effective November 1, 2021.  
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1 Passed the House of Representatives the 3rd day of March, 2021.

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3 \_\_\_\_\_  
4 Presiding Officer of the House  
5 of Representatives

6 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2021.

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9 Presiding Officer of the Senate