

1 **SENATE FLOOR VERSION**

2 February 3, 2021

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 584

6 By: Dahm, Bullard and Treat

7 An Act relating to defunding of fetal body parts  
8 trafficking; amending Section 3, Chapter 202, O.S.L.  
9 2018 (56 O.S. Supp. 2020, Section 1005.4), which  
10 relates to provider eligibility; excluding certain  
11 providers from eligibility for funding from political  
12 subdivision; providing an effective date; and  
13 declaring an emergency.

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

15 SECTION 1. AMENDATORY Section 3, Chapter 202, O.S.L.  
16 2018 (56 O.S. Supp. 2020, Section 1005.4), is amended to read as  
17 follows:

18 Section 1005.4. A. No provider shall be eligible for  
19 reimbursement through Medicaid or any other federal or state program  
20 or any other funding from any political subdivision of this state  
21 including but not limited to cities, towns, municipalities or  
22 counties, directly or by subcontract with any other party, if that  
23 provider, or any affiliate of that provider, has been found by a  
24 court of law, either civilly or criminally, to have violated 42

1 U.S.C., Section 289g-2 (2010) or any other federal or state law  
2 prohibiting trafficking in fetal body parts.

3 B. Any provider found to be ineligible for reimbursement or  
4 other funding pursuant to this section shall be able to reapply  
5 after a period of five (5) years and a showing that they and their  
6 affiliates no longer participate in the trafficking of fetal body  
7 parts.

8 C. Within sixty (60) calendar days of receipt of a complaint of  
9 a violation under this section, the Oklahoma Health Care Authority  
10 shall publish the findings of its investigation of the complaint and  
11 issue a determination of whether a provider has committed a  
12 violation of the provisions of this section. Nothing in ~~this act~~  
13 the Defunding Fetal-Body-Parts Trafficking Act shall preclude other  
14 law enforcement entities or a party in qui tam litigation from  
15 initiating action regarding this section.

16 SECTION 2. This act shall become effective July 1, 2021.

17 SECTION 3. It being immediately necessary for the preservation  
18 of the public peace, health or safety, an emergency is hereby  
19 declared to exist, by reason whereof this act shall take effect and  
20 be in full force from and after its passage and approval.

21 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES  
22 February 3, 2021 - DO PASS AS AMENDED  
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