

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.

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

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

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