

2020 Oklahoma Legislative Update

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OSU-CHS Spring Fling

Tulsa, Ok

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Disclosure

- **No Disclosure to report.**

Objectives

- **1. Procedures of legislation**
- **2. Understanding of legislative process**
- **3. Identify legislation which affects the Osteopathic Medicine Profession**

Covid-19 Affects the Legislature

- **Only met by proxy, video conferencing and one time individually on floor**
- **Been closed since Mid-March when staff tested positive.**
- **May return in May but only take up Budget and bills without amendments....**

2020 Oklahoma Legislation

- **Bills begin being filed in late December 2019**
- **Session Begin February 4, 2020**
- **Committee heard by February 27 deadline**
- **4560 bills to be considered including carryovers from last year**
- **3132 dead after first deadline leaving 1455 bills**
- **723 House, 3 HJR, 720 Senate Bills and 9 SJR alive till March 12.2020**
- **1178 bills April 20,2020**
- **601 House, 3 HJR, 577 Senate, 4 SJR**

Budget Update

- **The Board of Equalization declared a \$416,883,273 revenue failure for FY 2020 in a virtual meeting April 20,2020.**
- **Declaring a revenue failure allows the Legislature to access money from savings to fill the gap in the FY2020 budget.**
- **While the Board of Equalization's February report provided \$8.244 billion of spending authority for the Legislature, the latest projection shows just \$6.878 billion available, a difference of \$1.366 billion.**
- **The Board of Equalization is NOT statutorily allowed to revise its February figure for the FY21 budget but can give recommendations based on Oklahoma's financial future following the meeting.**

Budget Update

- **FISCAL YEAR 2020**

- REVENUE SHORTFALL OF \$459,226,122

- \$416,883,273 of General Revenue
- \$42,342,849 to 1017 Common Education Fund

- *SB 199 sends **\$302.3 million** from the “rainy day” fund to the General Revenue Fund.*

- *SB 1053 sends **\$201.6 million** from the state’s “rainy day” fund to the Revenue Stabilization Fund.*

- *SB 617 authorizes OMES to withdraw up to half of the balance of the Revenue Stabilization Fund to avoid cuts to agencies (Digital Transformation Revolving Fund excluded) & the 1017 fund in a revenue failure for FY2020*

BUDGET UPDATE

REVISED STATE REVENUE PROJECTIONS

(as of April 20, 2020)

	FY 2020 (ends June 30)	FY 2021 (starts July 1)	FY 2022
	\$8.13 billion	\$8.244 billion	\$8.2 billion
Current Projection	\$7.67 billion	\$6.878 billion	\$6.6-\$7.2 billion
Different	\$459 million	\$1.366 billion	\$1-\$1.6 billion

Legislation Update

- **Health Priority Bills**

Leadership is reviewing for which are priority probably none which need amendments will be considered

- **Health Related Rules**

Same procedure, which has not changed

Member must introduce a resolution to deny and would have to be considered a priority by Leadership

- **Health Liability Wavier**

Legislative Update

- **Scope of Practice**

- **SB 801 -- CRNA Collaboration**
- **SB 1915/ HB 1735 -- PA Collaboration (TO)**
- **HB 3862 -- Optometry , removes probation on dispensing of certain drugs**

- **SB 1751 -- APRN**
- **SB 1917 -- APRN**
- **SB1848 -- CRNA**

Legislative Update

- **Surprise Billing**
 - **HB 3388/ SB1868 (TO)**
 - **HB 3483 (TO)**
 - **HB 3737 (TO)**

 - **HB 3395**
 - **SB 1696**
 - **SB 1868**

Legislative Update

- **PMTC**

- **HB 3392 -- Adds Surgery to definition of primary care**
- **SB 1276 -- Increases from 50% to 75% for primary care**
 - **Board from 4 MD and 2 DO to 3 MD and 3 DO**
- **SB 1892 -- Income tax credit for rural preceptors (T0)**

Legislative Update

- **Vaccine**

- **HB 4133 (D)**
- **SB 1854 (D)**

- **Tobacco**

- **SB 1423 -- Increase legal age to 21 years**
- **HB 3384 -- Creates the Oklahoma Workplace Clean Air Act**
- **HB 3221 -- Definitions for various tobacco products**

Legislative Update

- **Mental Health**

- **HB 4064 -- Consolidate the dept of Mental Health and Health Care Authority (TO)**
- **SB 1718 -- “Mental Health Parity Bill”**
- **HB 2799 -- Public schools to Administer OK Prevention Needs Assessment Survey**
- **SB 1253 -- Creates Health Education Act, ensures improved student knowledge of healthy practices at a young age**
- **SB 1350 --- All agencies which provide mental health services to submit a report listing and with results**

Legislative Update

- **Opioid**
 - **SB 1277 -- Permits access to PMP by the Opioid Overdose Fatality Review Board, reduces time from 180 to 30 days on checking PMP, definition of OUD by APA, making allowances for hospice to be exempt**
 - **SB 1278 -- exempts from the electronic prescription requirement prescriptions for controlled dangerous substances prescriptions from practitioner who orders a controlled dangerous substance to be administered through a hospice program**
 - **SB 1512 -- Provides protections to licensed practitioners prescribing opioid drugs in accordance with legal standards against prosecution or disciplinary action by licensing boards; (TO)**
 - **SB 1843 -- Increases the membership of the Opioid Overdose Fatality Review Board to include the President of the Association of the Oklahoma Narcotics Enforcers.**
 - **SB 242 -- Creates a registration process for pain-management clinics in the state with the Board of Medical Licensure and Supervision, requires a separate registration with the Board and mandates all registered clinics must be 100% owned by a licensed physician or physicians.**

Legislative Update

- **Opioid**

- **HB 3896 -- Excludes patients currently in active treatment for sickle cell anemia from opioid prescription restrictions.**
- **SB 1394 -- Directs physicians prescribing and administering opioids to periodically explore patient willingness to alternative treatments. (D)**
- **SB 1607 -- Creates the Controlled Dangerous Substances Scheduled Drug Review Board (D)**

- **Osteopathic License Board**

- **HB 3977/ SB 1525 -- FBI background check for compact**

Legislative Update

- **Bills of Interest**

- **HB 3791/ SB 1341 -- Makes Oklahoma the 50th state to authorize pharmacists to substitute an interchangeable biological drug for a prescribed biological drug.**
- **HB 3506 – Would allow tanning for minors 16 and older with parental consent. (D)**
- **SB 1606 – Directs sheriffs and police officers to use telemedicine to assess a person officers reasonably believe require mental health treatment. (TO)**
- **SB 1891 –This bill is part of the ongoing occupational licensing reforms**
- **SB 1820 – Relates to the use of legal representation by state agencies and the Executive Branch by expanding required disclosures of relationships, adjusted fee schedules, expected costs and duration of service and reporting by the Attorney General.**

Sooner Care 2.0

- **Sooner Care, Oklahoma Medicaid program currently cover only children, pregnant women, elderly adults and disabled adults**
- **Beginning July 1, 2020, the state is expanding Medicaid to offer coverage availability to approximately 220,000 low income adults ages 19-64**
- **This is a full expansion, and the expansion population will have access to the same benefits and current Sooner Care population. Starting July 1, 2020.**

Sooner Care 2.0

- **HB 3479 -- Requires legislator to approve any out of state managed care contract**
- **Hb 3477 -- Prohibits Health Care Authority from funding payments to managed care organizations**

SQ 802

- **Added to June 30, 2020 ballot, to expand Medicaid to cover low income**
- **Will be in constitution rather than statute**
- **Can only be changed by vote of people, not legislature.**
- **36 states have expanded Medicaid**

Legislative Update

- **Licensure Boards Consolidation**
- **Agency Consolidation**
- **Shopp**

Wrap Up

- **Covid-19 caused a problem**
- **Disagreement on short fall of revenue**
- **Next year will be difficult**
- **Consolidation**
- **Expanded Scope of Practice**
- **More restriction of Opioids and Benzo**
- **Get involved with your association and ADVOCATE for your profession**
- **LeRoy.Young@okstate.edu**