

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB444 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Nicole Miller _____

Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 PROPOSED
4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 444

By: Montgomery of the Senate
and
Miller of the House

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10 PROPOSED COMMITTEE SUBSTITUTE

11 An Act relating to mental health and substance abuse
12 disorder benefits; defining terms; requiring certain
13 health benefit plans and Oklahoma Medicaid Program to
14 provide reimbursement for certain care pursuant to
15 certain models; allowing for denial of reimbursement
16 under certain circumstances; providing for necessity
17 determination; 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 6060.11a of Title 36, unless
22 there is created a duplication in numbering, reads as follows:

23 A. For the purposes of this section:

24 1. "Behavioral health integration" means an approach to
delivering mental health care that improves the ability for primary

1 care providers to include mental and behavioral health screening,
2 treatment, and specialty care into their practice pursuant to
3 current procedural terminology billing code 99484, as established by
4 the American Medical Association;

5 2. "Health benefit plan" means a plan as defined pursuant to
6 Section 6060.4 of Title 36 of the Oklahoma Statutes;

7 3. "Mental health and substance abuse disorder benefits" means
8 benefits for the treatment of any condition or disorder that
9 involves a mental health condition or substance abuse disorder,
10 including, but not limited to, those that fall under any of the
11 diagnostic categories listed in the mental disorders section of the
12 most recent edition of the International Classification of Diseases
13 or in the mental disorders section of the most recent version of the
14 Diagnostic and Statistical Manual of Mental Disorders;

15 4. "Oklahoma Medicaid Program" means the state program
16 administered by the Oklahoma Health Care Authority pursuant to
17 Section 1002 of Title 56 of the Oklahoma Statutes; and

18 5. "Psychiatric collaborative care model" means the evidence-
19 based, integrated behavioral health service delivery method
20 described pursuant to 81 C.F.R. 80230. The model shall include, but
21 not be limited to, the following current procedural terminology
22 billing codes, as established by the American Medical Association:

23 a. 99492,

24 b. 99493, and

1 c. 99494.

2 B. 1. Any health benefit plan that is offered, issued, or
3 renewed in this state and that provides mental health or substance
4 abuse disorder benefits shall provide reimbursement for such
5 benefits that are delivered through the behavioral health
6 integration and psychiatric collaborative care models.

7 2. The Oklahoma Medicaid Program shall provide reimbursement
8 for such benefits that are delivered through the behavioral health
9 integration and psychiatric collaborative care models.

10 3. Plans offered, issued, or renewed in this state that provide
11 benefits under this subsection may deny reimbursement of any current
12 procedural terminology code pursuant to paragraph 3 of subsection A
13 of this section due to medical necessity; provided, such medical
14 necessity determinations shall be in compliance with the federal
15 Paul Wellstone and Pete Domenici Mental Health Parity and Addiction
16 Equity Act of 2008, as amended, and its implementing and related
17 regulations, and in accordance with the utilization review
18 requirements pursuant to Section 6551 et seq. of Title 36 of the
19 Oklahoma Statutes and the review and denial of mental health and
20 substance abuse disorder treatments and services in Section 1250.5
21 et seq. of Title 36 of the Oklahoma Statutes.

22 SECTION 2. This act shall become effective November 1, 2023.

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24 59-1-8096 TJ 04/04/23

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