



# LEGISLATIVE UPDATE

Saturday, Jan. 18

# LEGISLATION

## **What do we look for?**

Anything that affects DOs and/or the well-being of all Oklahomans

- Scope of practice
- Payment models
- Patient care & access to care
- Bills that may need a DO added to them

# LEGISLATIVE PARTNERS & COALITIONS

- OSU-COM; all medical education and residency training programs
- Oklahoma State Medical Association (OSMA)
- Oklahoma Hospital Association
- Oklahoma Chapter of the American College of Osteopathic Family Physicians
- Oklahoma Academy of Family Physicians
- Oklahoma Department of Health
- Oklahoma Department of Mental Health
- Oklahoma Health Care Authority
- Oklahoma Patients Coalition – made up of various organizations including many on this list
- Oklahoma Tobacco Coalition
- Oklahoma State Chamber of Commerce

Various coalitions can be formed by any of these organizations to discuss and take action as a group.

# OKLAHOMA LEGISLATURE LEADERSHIP

Governor Kevin Stitt

## Oklahoma Senate



Sen. Greg Treat  
President Pro Tempore  
(R) District 47



Sen. Kim David  
Majority Floor Leader  
(R) District 18

## Oklahoma House



Rep. Charles McCall  
Speaker of the House  
(R) District 22



Rep. Harold Wright  
Speaker Pro Tempore  
(R) District 57

## Key Committee Chairs



Sen. Jason Smalley  
Chair, Health & Human  
Services  
(R) District 28



Rep. Sean Roberts  
Chair, Public Health  
(R) District 36

# 57<sup>TH</sup> LEGISLATURE

- **2,815** bills & joint resolutions were submitted at the beginning of session. It grew to **2,899** by the end.
- OOA tracked 313 of the 2,899 bills filed; included health care, medical education funding, etc.
- Governor Stitt signed 515 of the 535 bills sent to him (96.3%)
- Lawmakers adjourned on May 23.

# LEGISLATIVE ISSUES OOA SPENT TIME ON IN FALL 2018 & 2019 SESSION

## Bills OOA Opposed

- **SB 839** – “Waiver of Supervision” for APRNs allowing them full practice rights. It was never heard in the Senate HHS Committee. OOA sent out action alerts for this bill.
  - Amendment was proposed; Senator Smalley chose not to hear the bill.
- **HB 2194** – expanded the definition of “physician” to include individuals with a doctoral degree who are licensed psychologists. This bill passed out of the House and assigned to the Senate Health and Human Services Committee but was not heard in Senate Committee.

# LEGISLATIVE ISSUES OOA SPENT TIME ON IN FALL 2018 & 2019 SESSION

## **Bills OOA Opposed Cont.**

- **SB 801** – SB 801 modified authority of CRNAs to administer anesthesia in collaboration with a medical doctor, osteopathic physician, or dentist as opposed to under their supervision. SB 801 died on the Senate floor. OOA sent numerous action alerts.
- **SB 890** – A committee substitute said hospitals could choose between a collaborative model or under the supervision of a physician model.

# LEGISLATIVE ISSUES OOA SPENT TIME ON IN FALL 2018 & 2019 SESSION

## **Bills OOA Supported**

- **SB 848** Senators Rader & Sharp; Representative Echols – Cleanup bill for SB 1446; Approved by Governor Stitt on May 21. Effective immediately.
  - Changes the way physicians prescribe opioids (Schedule II, III, IV, & V). Podiatrists, Dentists, Optometrists, & Veterinarians included.
  - Requires DO physicians to have one hour of education in opioid use or addiction or one hour of education in pain management prior to renewal of licensure.



# LEGISLATIVE ISSUES OOA SPENT TIME ON IN FALL 2018 & 2019 SESSION

## **SB 848 (cont.)**

- Acute Pain – 7 day prescription in lowest effective dose; no less than 7 days and after consulting with patient may issue a subsequent prescription of no more than 7 days if due to a major surgical procedure or “confined to home.”
- Upon receipt of a valid Schedule II opioid prescription: a pharmacist shall fill the prescription to the specified dose, and shall not be permitted to fill a different dosage than what is prescribed.
- However, the pharmacist maintains the right “not to fill” the valid opioid prescription.

# LEGISLATIVE ISSUES OOA SPENT TIME ON IN FALL 2018 & 2019 SESSION

## Bills OOA Supported

- **HB 2349** – Supported by OOA and OK Patients Coalition. Allowed APRNs to apply for a waiver of supervision to be considered by the OK Board of Medical Licensure & Supervision, and establish guidelines for the waiver. Never heard in Committee.
- **SB 509 / HB 2638** – Step Therapy Reform Bill had 29 authors. HB 2638 was almost identical to SB 509 so it didn't move forward as SB 509 gained support. SB 509 was signed by Gov. Stitt on April 16th and is effective Nov. 1st. Eliminates the “fail first” approach to medication.

# LEGISLATIVE ISSUES OOA SPENT TIME ON IN FALL 2018 & 2019 SESSION

## Bills OOA Supported

- **SB 1044** increased the provider rates for Sooner-Care related providers by 5.0 percent. This bill was signed by the Governor on May 29, 2019 and went into effect on July 1, 2019. (First time in 10 years)
- **HB 2612** - the Medical Marijuana Unity Bill was sent and approved by the Governor on March 14, 2019. Three changes relevant to physicians are: they are not requiring recommending physicians to be board certified; physicians can now rescind patients' licenses by reporting them to the Medical Marijuana Authority; and, physicians can now recommend for 60 days.

# LEGISLATIVE ISSUES OOA SPENT TIME ON IN FALL 2018 & 2019 SESSION

## Bills OOA Supported

- **HB 2511** – Rep. McCall - An amendment for HB 2511 passed by the Senate Finance Committee, created an income tax credit for taxable income from compensation from the practice of medicine or osteopathic medicine by a qualifying doctor in a rural area.
- A rural area is defined as any municipality that has a population of less than 25,000 and is at least 25 miles from the nearest municipality with a population greater than 25,000. The bill caps the credit at \$25,000 per qualifying taxpayer. The bill caps the credits allowed at \$1 million per year. This bill was referred to Appropriations and died. Expect it back next year.

## E-PRESCRIBING

- **HB 2931** – E-prescribing for all scheduled drugs (II, III, IV, V) goes into effect January 1, 2020.
- Pharmacies will not accept any scheduled drugs unless they are e-prescribed starting on Jan. 1, 2020. Does not apply to tribal pharmacies, military pharmacies, nursing homes or hospice.

## LEGISLATIVE ISSUES FOR 2020

- Scope of Practice APRN, PA, CRNA
- Opioid Coalition
  - Parity laws
  - Pain Management Clinic Ownership
  - PMP
- Medicaid Expansion SQ 802
- Immunization - Dept. of Health Rules
- Surprise Billing - Texas Bill

# ACTION ALERTS



Tue 4/9/2019 5:16 PM

Lana Ivy <lan@okosteo.org>

Take Action Now! CRNA Amendment Slipped In & Headed to House Floor

To: Maegan Dunn



OKLAHOMA OSTEOPATHIC ASSOCIATION  
ADVOCACY AND WELL BEING

Good afternoon [CONTACT: prefix] [CONTACT: last name],

Today in the House Public Health Committee, the language in SB 890 (Smalley) regarding the Office of Juvenile Affairs was substituted for SB 801 (Smalley). Just as in SB 801, the amendment put forth modifies the authority of Certified Registered Nurse Anesthetists to administer anesthesia in collaboration with a medical doctor, osteopathic physician, pediatric physician, or dentist as opposed to under their supervision. Hospitals and other medical facilities would choose either a supervision model or collaboration model for CRNAs and would be required to disclose the model to patients. This bill passed the committee and is now headed to the House Floor.

**Call and email your Representative today and encourage them to oppose this bill** as it is an infringement on physicians' scope of practice and weakens the physician-lead model of care. Nurses want to increase their scope of practice through legislation, not education.

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# HOW TO GET INVOLVED

1. Join our Bureau on Legislation. You can participate by Zoom now. They are held in the evening.
2. Watch for Action Alert emails and take action when asked.
3. Get to know your legislators. Form a personal relationship so they will know who you are when you contact them regarding legislative issues.
4. Participate in Osteopathic Medicine Day at the State Capitol in Oklahoma City March 25, 2020.



# QUESTIONS?

Leroy Young, DO

Chair, OOA Bureau on Legislation

Chair, Oklahoma Osteopathic PAC

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