

House Bill 2724

Sponsored by Representative GARRARD; Representatives BOONE, GARRETT, HANNA, HUFFMAN, JENSON, KENNEMER, MAURER, OLSON, SCHAUFLER, THOMPSON, Senators BATES, GIROD, MORRISETTE, PROZANSKI (at the request of Cedric Hayden, D.M.D.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires Department of Human Services to provide emergency and nonemergency dental services in Oregon Health Plan.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to dental care; creating new provisions; amending ORS 414.707; and declaring an emer-
3 gency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 414.707 is amended to read:

6 414.707. (1) Subject to funds available:

7 (a) Persons who are categorically needy as described in ORS 414.025 (2)(n) and (o), and persons
8 under 19 years of age and pregnant women who are eligible to receive health services under ORS
9 414.706, are eligible to receive all the health services approved and funded by the Legislative As-
10 sembly.

11 (b) Persons described in ORS 414.708 are eligible to receive the health services described in ORS
12 414.705 (1)(c), (f) and (g).

13 (c) Persons 19 years of age and older who are eligible to receive health services under ORS
14 414.706 are eligible to receive the health services described in ORS 414.705 (1)(b) to (m).

15 (2) Persons who are categorically needy as described in ORS 414.025 (2)(n) and (o), and persons
16 under 19 years of age and pregnant women who are eligible to receive health services under ORS
17 414.706, must be provided, at a minimum, the health services described in ORS 414.705 (1)(a) to
18 [(g)] (i).

19 (3) Persons 19 years of age and older who are eligible to receive health services under ORS
20 414.706 must be provided, at a minimum, health services described in ORS 414.705 (1)(b) to [(h)] (i).

21 (4) Persons described in ORS 414.708 must be provided, at a minimum, the health services de-
22 scribed in ORS 414.705 (1)(c).

23 (5) The Department of Human Services shall:

24 (a) Develop at least three benefit packages of provider services to be offered under ORS 414.705
25 (1)(j); and

26 (b) Define by rule the services to be offered under ORS 414.705 (1)(k).

27 (6) Notwithstanding ORS 414.735, the Legislative Assembly shall adjust health services funded
28 under ORS 414.705 (1) by increasing or reducing benefit packages or health services and, subject to
29 ORS 414.709, by increasing or reducing the population of eligible persons.

30 **SECTION 2. (1) Within 30 days after the effective date of this 2009 Act, the Department**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 of Human Services shall request from the Centers for Medicare and Medicaid Services ap-
2 proval of a state plan amendment, approval of an amendment to the Oregon Health Plan
3 waiver or any other approval that is required by the centers in order to implement the
4 amendments to ORS 414.707 by section 1 of this 2009 Act.

5 (2) The department shall immediately notify Legislative Counsel upon receipt of the cen-
6 ters' approval or denial of the department's request under subsection (1) of this section.

7 SECTION 3. The amendments to ORS 414.707 by section 1 of this 2009 Act become oper-
8 ative on the later of the date of approval by the Centers for Medicare and Medicaid Services
9 of the request made by the department under section 2 of this 2009 Act or January 1, 2010.

10 SECTION 4. This 2009 Act being necessary for the immediate preservation of the public
11 peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect
12 on its passage.
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