

# Senate Bill 891

Sponsored by Senators ROSENBAUM, JOHNSON, Representatives TOMEI, OLSON, BOONE; Senators ATKINSON, BATES, BONAMICI, BURDICK, DEVLIN, DINGFELDER, MONNES ANDERSON, MORRISSETTE, VERGER, WALKER, Representatives BAILEY, BARKER, BARNHART, BARTON, BRUUN, CANNON, CLEM, COWAN, DEMBROW, C EDWARDS, D EDWARDS, GARRETT, GELSER, GREENLICK, HARKER, HOLVEY, JENSON, KAHL, KOMP, KOTEK, MATTHEWS, NATHANSON, NOLAN, READ, RILEY, ROBLAN, SCHAUFLE, J SMITH, STIEGLER, THOMPSON, VANORMAN, WITT (at the request of Susan G. Komen for the Cure, Oregon)

## 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**.

Expands eligibility for medical assistance for low income and uninsured women diagnosed with breast or cervical cancer.

## A BILL FOR AN ACT

1  
2 Relating to medical assistance; amending ORS 414.534.

3       Whereas the incidence of breast cancer in Oregon is among the top five in the nation; and

4       Whereas 2,444 women were diagnosed with breast cancer and 134 women were diagnosed with  
5 cervical cancer in Oregon in 2008; and

6       Whereas low income and uninsured women often do not have access to screening for breast and  
7 cervical cancers and therefore are more likely to wait to seek medical assistance until a cancer is  
8 symptomatic; and

9       Whereas under the federal Breast and Cervical Cancer Prevention and Treatment Act of 2000,  
10 an eligible woman will have 72 percent of her medical costs covered by federal funds; and

11       Whereas a woman who has been diagnosed with breast or cervical cancer may receive "charity  
12 care" from a provider, which drives up the cost of health care for all Oregonians; now, therefore,

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

14       **SECTION 1.** ORS 414.534 is amended to read:

15       414.534. (1) The Department of Human Services shall provide medical assistance to a woman  
16 who:

17       [(a) *Is screened for breast or cervical cancer through the Oregon Breast and Cervical Cancer*  
18 *Program operated by the department;*]

19       [(b) *As a result of a screening in accordance with paragraph (a) of this subsection,*]

20       (a) Is found by a provider to be in need of treatment for breast or cervical cancer;

21       **(b) Meets the eligibility criteria for the Oregon Breast and Cervical Cancer Program**  
22 **prescribed by rule by the department;**

23       (c) Does not otherwise have creditable coverage, as defined in 42 U.S.C. 300gg(c); and

24       (d) Is 64 years of age or younger.

25       (2) The period of time a woman can receive medical assistance based on the eligibility criteria  
26 of subsection (1) of this section:

27       (a) Begins:

28       (A) On the date the department makes a formal determination that the woman is eligible for

**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 medical assistance in accordance with subsection (1) of this section; or

2 (B) Up to three months prior to the month in which the woman applied for medical assistance  
3 if on the earlier date the woman met the eligibility criteria of subsection (1) of this section.

4 (b) Ends when:

5 (A) The woman is no longer in need of treatment; or

6 (B) The department determines the woman no longer meets the eligibility criteria of subsection  
7 (1) of this section.

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