

A-Engrossed
Senate Bill 372

Ordered by the Senate June 10
Including Senate Amendments dated June 10

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Judiciary)

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.

[Allows injured person to retain from payments on claims of injured person reimbursement for both economic and noneconomic damages prior to reimbursement of personal injury protection benefits paid by insurer. Extends personal injury protection coverage for certain expenses from one year after date of injury to two years after date of injury.]

Removes ambulance services from list of services for which fee schedules are used to calculate charges for personal injury protection benefits.
Declares emergency, effective September 1, 2011.

A BILL FOR AN ACT

Relating to personal injury protection benefits; amending ORS 742.525; and declaring an emergency.

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

SECTION 1. ORS 742.525 is amended to read:

742.525. (1) Except as provided in subsection (2) of this section, a provider shall charge a person who receives personal injury protection benefits or that person's insurer the lesser of:

(a) An amount that does not exceed the amount the provider charges the general public; or

(b) An amount that does not exceed the fee schedules for medical services published pursuant to ORS 656.248 for expenses of medical, hospital, dental, surgical, *ambulance* and prosthetic services.

(2) For expenses of hospital services that are subject to the adjusted cost-to-charge ratio specified for a hospital in the hospital fee schedule published pursuant to ORS 656.248, a provider of hospital services shall charge a person who receives personal injury protection benefits or that person's insurer the greater of:

(a) The amount of the hospital charges multiplied by the adjusted cost-to-charge ratio specified for the hospital; or

(b) Ninety percent of the hospital charges.

SECTION 2. This 2011 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect September 1, 2011.

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.