

## SENATE AMENDMENTS TO SENATE BILL 962

By COMMITTEE ON HEALTH CARE, HUMAN SERVICES AND RURAL HEALTH  
POLICY

April 29

1 On page 2 of the printed bill, lines 23 and 24, restore the bracketed material.

2 In line 25, delete “(5)(a)” and insert “(6)(a) Except as provided in subsection (5) of this  
3 section.”.

4 After line 31, insert:

5 “(c) A state agency that contracts with a health maintenance organization, as defined in ORS  
6 750.005, to provide coverage that includes prescription drugs may not require the organization to  
7 participate in the program.”.

8 In line 32, delete “(6)” and insert “(7)”.

9 In line 34, delete “(7)” and insert “(8)”.

10 In line 37, delete “(8)” and insert “(9)” and restore the colon.

11 In line 39, restore the bracketed material and delete “(b)” and insert “(a)”.

12 In line 40, before “require” insert “(b)”.

13 In line 42, delete “(9)” and insert “(10)”.

14 On page 3, line 2, after “program” insert “that purchase prescription drugs directly or indirectly  
15 for medical assistance recipients”.

16 In line 3, delete “(10)” and insert “(11)”.

17 In line 5, delete “(11)” and insert “(12)”.

18 Delete lines 9 through 14 and insert:

19 **“SECTION 2. (1) The Oregon Health Authority shall apply to the Centers for Medicare  
20 and Medicaid Services for any approval necessary to obtain federal financial participation in  
21 the costs of drugs purchased directly or indirectly through the Oregon Prescription Drug  
22 Program.**

23 **“(2) The amendments to ORS 414.312 by section 1 of this 2011 Act become operative upon  
24 receipt by the authority of federal approval under subsection (1) of this section or, if no  
25 federal approval is required, on January 1, 2012.**

26 **“(3) The authority shall notify the Legislative Counsel upon receipt of federal approval  
27 or denial of federal approval under subsection (1) of this section or, if the authority deter-  
28 mines that no federal approval is required, at the time the authority makes that determi-  
29 nation.**

30 **“(4) The administrator of the Oregon Prescription Drug Program and any state agency  
31 that will participate in the program may take any actions before the operative date specified  
32 in subsection (2) of this section that are necessary to implement the amendments to ORS  
33 414.312 by section 1 of this 2011 Act on the operative date specified in subsection (2) of this  
34 section.”.**

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