

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass
Vote:	8 - 0 - 1
Yeas:	Clem, Conger, Harker, Kennemer, Keny-Guyer, Lively, Weidner, Greenlick
Nays:	0
Exc.:	Thompson
Prepared By:	Tyler Larson, Administrator
Meeting Dates:	2/4

WHAT THE MEASURE DOES: Authorizes representatives from either Oregon Health Authority (OHA) or Oregon Department of Human Services (DHS) to represent either agency in contested hearings. Authorizes OHA and DHS to share certain information with each other and the Oregon Health Insurance Exchange Corporation (OHIX) (aka Cover Oregon). Authorizes OHA to operate developmental disabilities program if county declines. Specifies individual roles of OHA and DHS. Declares an emergency, effective on passage.

ISSUES DISCUSSED:

- Corrects oversights from previous enacted legislation relating to cross-delegation authority
- Allows OHA and DHS to function in contested hearings the same way they did when they were still a single agency
- Allows one department to delegate duties to another in order to reduce administrative costs
- Change in the prescription drugs language clarifies that the exception is limited Medicaid
- Another bill may be necessary to clarify standing for OHA in contested case hearings

EFFECT OF COMMITTEE AMENDMENT: No Amendment.

BACKGROUND: In 2009, House Bill 2009 was enacted, which created the Oregon Health Authority (OHA) and moved several of the state's health programs into OHA; it also allows OHA and the Department of Human Services (DHS) to cross-delegate functions. In 2011, House Bill 2100 was enacted, which clarifies the relationship between OHA and DHS and provides additional conforming amendments and technical changes to the cross-delegation authority. Both OHA and DHS routinely make decisions regarding the eligibility of individuals for certain programs and benefits, and these individuals have some rights under ORS 183 to request a contested case hearing to appeal certain adverse decisions. Currently, both agencies must provide their own representative for each contested case hearing, even when the interests of the agencies are shared.

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This summary has not been adopted or officially endorsed by action of the committee.