

House Bill 2122

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Health Care for Capitol Dental Care)

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**.

Prohibits transfer of provider's enrollees from one managed care organization to another managed care organization with which provider contracts if provider's contract with transferring organization is terminated for cause.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the transfer of 500 or more enrollees from one managed care organization to another
3 managed care organization; creating new provisions; amending ORS 414.647; and declaring an
4 emergency.

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

6 **SECTION 1.** ORS 414.647 is amended to read:

7 414.647. (1) The Oregon Health Authority may approve the transfer of 500 or more enrollees
8 from one prepaid managed care health services organization to another prepaid managed care health
9 services organization if:

10 (a) The enrollees' provider has contracted with the receiving organization and has stopped ac-
11 cepting patients from or has terminated providing services to enrollees in the transferring organ-
12 ization; and

13 (b) Enrollees are offered the choice of remaining enrolled in the transferring organization.

14 (2) Enrollees may not be transferred under this section until the authority has evaluated the
15 receiving organization and determined that the organization meets criteria established by the au-
16 thority by rule, including but not limited to criteria that ensure that the organization meets the
17 requirements of ORS 414.645 (1).

18 (3) The authority shall provide notice of a transfer under this section to enrollees that will be
19 affected by the transfer at least 90 days before the scheduled date of the transfer.

20 (4) **The authority may not approve the transfer of enrollees under this section if the**
21 **provider's contract with the transferring organization is terminated for reasons related to**
22 **quality of care, competency, fraud or other similar reasons prescribed by the authority by**
23 **rule.**

24 **SECTION 2.** **The amendments to ORS 414.647 by section 1 of this 2013 Act apply to a re-**
25 **quest for a transfer of enrollees received by the Oregon Health Authority on or after the**
26 **effective date of this 2013 Act.**

27 **SECTION 3.** **This 2013 Act being necessary for the immediate preservation of the public**
28 **peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect**
29 **on its passage.**

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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.