

**PROPOSED AMENDMENTS TO
HOUSE BILL 2122**

1 In line 20 of the printed bill, after “(4)” insert “(a)” and delete the third
2 “the” and insert a colon.

3 Delete lines 21 through 23 and insert:

4 “(A) The transfer results from the termination of a provider’s contract
5 with a prepaid managed care health services organization for just cause; and

6 “(B) The prepaid managed care health services organization has notified
7 the authority that the provider’s contract was terminated for just cause.

8 “(b) A provider is entitled to a contested case hearing in accordance with
9 ORS chapter 183, on an expedited basis, to dispute the denial of a transfer
10 of enrollees under this subsection.

11 “(c) As used in this subsection, ‘just cause’ means that the contract was
12 terminated for reasons related to quality of care, competency, fraud or other
13 similar reasons prescribed by the authority by rule.

14 “(5) The provider and the organization shall be the parties to any con-
15 tested case proceeding to determine whether the provider’s contract was
16 terminated for just cause. The authority may award attorney fees and costs
17 to the party prevailing in the proceeding, applying the factors in ORS
18 20.075.”.

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