

REVENUE: No revenue impact

FISCAL: Fiscal statement issued

Action:	Do Pass as Amended and Be Printed Engrossed and Be Referred to the Committee on Ways and Means
Vote:	7 - 2 - 0
Yeas:	Barnhart, Harker, Holvey, Jenson, Kennemer, Smith Warner, Hoyle
Nays:	Berger, Hicks
Exc.:	0
Prepared By:	Erin Seiler, Administrator
Meeting Dates:	2/17, 2/18

WHAT THE MEASURE DOES: Prohibits insurer from denying reimbursement under health benefit plan for covered services provided to pre-adjudicated person in custody of county sheriff. Requires insurer to reimburse county sheriff for covered services at no less than out-of-network provider rate. Establishes approval for biosimilar product to be approved through the second Food and Drug Administration (FDA) approval process. Creates work group supported by Oregon Health Authority to study exclusions and other limitations applicable to the coverage of certain groups or certain health services in the health insurance market and self-insured health plans in this state.

ISSUES DISCUSSED:

- Pathways for approval of new drugs
- Drug patents
- Possible amendments
- Previous legislation related to biologic drugs

EFFECT OF COMMITTEE AMENDMENT: Establishes approval for biosimilar product to be approved through second Food and Drug Administration (FDA) approval process. Creates work group supported by Oregon Health Authority to study exclusions and other limitations applicable to coverage of certain groups or certain health services in health insurance market and self-insured health plans in this state.

BACKGROUND: Currently, when an individual is arrested, whether it is by the Oregon State Police, a city police officer or by a sheriff's deputy, these individuals are housed in the county jail. Sometimes the length of stay can be days, weeks, months and maybe years. Once these individuals are placed in custody, federal health care programs stop (Veterans Benefits, Medicaid, Medicare), state benefits stop (Oregon Health Plan) and private insurance coverage stops. This leaves the inmates health care costs to the public safety budget of the Office of Sheriff.

House Bill 4110-B prohibits private insurance companies from denying coverage or canceling a policy solely because the insured is in the custody of a county jail; and uses medical services such as emergency rooms, hospital beds, and outpatient services. In addition, the measure creates a work group to study exclusions and other limitations applicable to the coverage of certain groups or certain health services in the health insurance market and self-insured health plans in this state.

Prior to the passage of the Affordable Care Act (ACA) biologic products were subject to Food and Drug Administration (FDA) under 21 U.S.C. 355(b)(2). Senate Bill 460, 2013 allowed for biosimilar products to substituted for original biologic medicine if the biosimilar has been FDA approved under 21 U.S.C. 355 (b)(2). The ACA established a secondary pathway for the approval of biosimilar drugs. House Bill 4110-B allows for a biosimilar product to be substituted for original biologic medicine if the biosimilar has been FDA approved through the second pathway.

2/20/2014 9:34:00 AM

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