

HOUSE AMENDMENTS TO HOUSE BILL 4110

By COMMITTEE ON HEALTH CARE

February 14

1 On page 1 of the printed bill, delete lines 5 through 30.

2 On page 2, delete lines 1 through 7 and insert:

3 **“SECTION 2. (1) As used in this section, ‘health benefit plan’ has the meaning given that**
4 **term in ORS 743.730.**

5 **“(2) Except as provided in subsection (4) of this section, an insurer offering a health**
6 **benefit plan may not deny reimbursement for any service or supply covered by the plan or**
7 **cancel the coverage of an insured under the plan on the basis that:**

8 **“(a) The insured is in the custody of a county sheriff’s office, if the insured is in custody**
9 **pending the disposition of charges;**

10 **“(b) The insured receives publicly funded medical care while in the custody of a county**
11 **sheriff’s office; or**

12 **“(c) The care was provided to the insured by an employee or contractor of a county who**
13 **is qualified to receive reimbursement under the health benefit plan.**

14 **“(3) An insurer shall reimburse a county for the costs of covered services or supplies**
15 **provided to an insured who is in the custody of the county sheriff’s office, pending the dis-**
16 **position of charges, in an amount that is no less than the amount paid under the insured’s**
17 **health benefit plan to other out-of-network providers for the same services or supplies.**

18 **“(4) An insurer offering a health benefit plan may:**

19 **“(a) Deny coverage for the treatment of injuries resulting from a violation of law;**

20 **“(b) Exclude from any requirements for reporting quality outcomes or performance, any**
21 **covered services provided to an insured in the custody of a county sheriff’s office;**

22 **“(c) Impose utilization controls under the health benefit plan that apply to services pro-**
23 **vided to insureds who are not in custody by out-of-network providers, including a require-**
24 **ment for prior authorization;**

25 **“(d) Impose the requirements for billing and medical coding for covered services provided**
26 **to an insured in the custody of a county sheriff’s office that the insurer imposes on other**
27 **providers; and**

28 **“(e) Deny coverage of diagnostic tests or health evaluations required, as a matter of**
29 **course, for all individuals who are in the custody of the county sheriff’s office pending the**
30 **disposition of charges.**

31 **“(5) This section does not:**

32 **“(a) Impair any right of an employer to remove an employee from coverage under a**
33 **health benefit plan;**

34 **“(b) Release carriers from the requirement to coordinate benefits for persons who are**
35 **insured by more than one carrier; or**

1 “(c) Limit an insurer’s right to rescind coverage in accordance with ORS 743.894.
2 “(6) A public body, as defined in ORS 174.109, may not pay health benefit plan premiums
3 on behalf of a person who is in the custody of a county sheriff’s office.”.
4 _____