

**PROPOSED AMENDMENTS TO
HOUSE BILL 4110**

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**
4 **the meaning given that term in ORS 743.730.**

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

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

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

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

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

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

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

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

6 “(c) Impose utilization controls under the health benefit plan that
7 apply to services provided to insureds who are not in custody by out-
8 of-network providers, including a requirement for prior authorization;

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

12 “(e) Deny coverage of diagnostic tests or health evaluations re-
13 quired, as a matter of course, for all individuals who are in the cus-
14 tody of the county sheriff’s office pending the disposition of charges.

15 “(5) This section does not:

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

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

20 “(c) Limit an insurer’s right to rescind coverage in accordance with
21 ORS 743.894.

22 “(6) A public body, as defined in ORS 174.109, may not pay health
23 benefit plan premiums on behalf of a person who is in the custody of
24 a county sheriff’s office.”.

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