

Senate Bill 1503

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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**.

Repeals sunset on requirement that insurer reimburse licensed physician assistants and certified nurse practitioners for primary care services that are reimbursed by insurer if provided by licensed physician.

A BILL FOR AN ACT

1
2 Relating to reimbursement paid to health practitioners; amending ORS 743A.036 and section 2,
3 chapter 430, Oregon Laws 2013; and repealing section 5, chapter 430, Oregon Laws 2013.

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

5 **SECTION 1.** ORS 743A.036, as amended by section 4, chapter 430, Oregon Laws 2013, is
6 amended to read:

7 743A.036. *[(1) Whenever any policy of health insurance provides for reimbursement for any service*
8 *that is within the lawful scope of practice of a duly licensed and certified nurse practitioner, including*
9 *prescribing or dispensing drugs, the insured under the policy is entitled to reimbursement for such*
10 *service whether it is performed by a physician licensed by the Oregon Medical Board or by a duly li-*
11 *icensed nurse practitioner.]*

12 *[(2) This section does not apply to group practice health maintenance organizations that are*
13 *federally qualified pursuant to Title XIII of the Health Maintenance Organization Act.]*

14 **(1) Whenever any policy of health insurance provides for reimbursement for a primary**
15 **care or mental health service provided by a licensed physician, the insured under the policy**
16 **is entitled to reimbursement for such service if provided by a licensed physician assistant**
17 **or a certified nurse practitioner if the service is within the lawful scope of practice of the**
18 **physician assistant or nurse practitioner.**

19 **(2)(a) The reimbursement of a service described in subsection (1) of this section that is**
20 **provided by a licensed physician assistant or a certified nurse practitioner who is in an in-**
21 **dependent practice shall be in the same amount as the reimbursement paid under the policy**
22 **to a licensed physician performing the service in the area served.**

23 **(b) As used in this subsection, "independent practice" means the licensed physician as-**
24 **stant or the certified nurse practitioner bills insurers for services provided by the physician**
25 **assistant or nurse practitioner using the:**

26 **(A) Diagnosis and procedure codes applicable to the services;**

27 **(B) Physician assistant's or nurse practitioner's own name; and**

28 **(C) National provider identifier for:**

29 **(i) The physician assistant or nurse practitioner; and**

30 **(ii) If required by the insurer, the facility in which the physician assistant or nurse**

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.

1 practitioner provides the services.

2 (3) This section does not apply to group practice health maintenance organizations that
3 are federally qualified pursuant to Title XIII of the Health Maintenance Organization Act or
4 other insurers that employ physicians, licensed physician assistants or certified nurse prac-
5 titioners to provide primary care or mental health services and do not compensate such
6 practitioners on a fee-for-service basis.

7 (4) An insurer may not reduce the reimbursement paid to a licensed physician in order
8 to comply with this section.

9 **SECTION 2.** Section 2, chapter 430, Oregon Laws 2013, is amended to read:

10 **Sec. 2.** The amendments to ORS 743A.036 by section 1, [*of this 2013 Act*] **chapter 430, Oregon**
11 **Laws 2013, and by section 1 of this 2016 Act** apply:

12 (1) To services provided under contracts entered into or renewed on or after January 1, 2014,
13 [*and before January 1, 2018,*] by in-network, as defined in ORS [743.871] **743B.280**, physician assist-
14 ants or nurse practitioners.

15 (2) To services provided on or after January 1, 2014, [*and before January 1, 2018,*] by out-of-
16 network, as defined in ORS [743.871] **743B.280**, physician assistants or nurse practitioners.

17 **SECTION 3.** **Section 5, chapter 430, Oregon Laws 2013, is repealed.**

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