

HOUSE AMENDMENTS TO A-ENGROSSED HOUSE BILL 2300

By JOINT COMMITTEE ON WAYS AND MEANS

July 4

1 On page 1 of the printed A-engrossed bill, line 2, after the first semicolon delete the rest of the
2 line and delete line 3 and insert “and declaring an emergency.”.

3 In line 5, delete “Section 2 of this 2017 Act is” and insert “Sections 2 and 3 of this 2017 Act
4 are”.

5 Delete lines 6 through 26 and delete pages 2 and 3 and insert:

6 **“SECTION 2. (1) The Mental Health Clinical Advisory Group is established in the Oregon
7 Health Authority. The Mental Health Clinical Advisory Group shall develop evidence-based
8 algorithms for mental health treatments with mental health drugs based on:**

9 **“(a) The efficacy of the drug;**

10 **“(b) The cost of the drug;**

11 **“(c) Potential side effects of the drug;**

12 **“(d) A patient’s profile; and**

13 **“(e) A patient’s history with the drug.**

14 **“(2) The Mental Health Clinical Advisory Group consists of 15 members appointed by the
15 authority as follows:**

16 **“(a) Two psychiatrists with active community practices;**

17 **“(b) One child and adolescent psychiatrist;**

18 **“(c) Two licensed clinical psychologists;**

19 **“(d) One psychiatric nurse practitioner with prescribing privileges;**

20 **“(e) Two primary care providers;**

21 **“(f) Two pharmacists, one of whom must have experience in dispensing to long term care
22 facilities and to patients with special needs;**

23 **“(g) Two individuals, representing statewide mental health advocacy organizations for
24 children and adults with mental illness, who have experience as consumers of mental health
25 services or as a family member of a consumer of mental health services;**

26 **“(h) Two individuals each representing a coordinated care organization; and**

27 **“(i) One consumer of mental health services or one family member of a consumer of
28 mental health services.**

29 **“(3) The Mental Health Clinical Advisory Group shall, in developing treatment algo-
30 rithms, consider all of the following:**

31 **“(a) Peer-reviewed medical literature;**

32 **“(b) Observational studies;**

33 **“(c) Studies of health economics;**

34 **“(d) Input from patients and physicians; and**

35 **“(e) Any other information that the group deems appropriate.**

1 “(4) The Mental Health Clinical Advisory Group shall make recommendations to the au-
2 thority and the Pharmacy and Therapeutics Committee including but not limited to:

3 “(a) Implementation of evidence-based algorithms.

4 “(b) Any changes needed to any preferred drug list used by the authority.

5 “(c) Practice guidelines for the treatment of mental health disorders with mental health
6 drugs.

7 “(5) Recommendations of the Mental Health Clinical Advisory Group shall be posted to
8 the website of the authority no later than 30 days after the group approves the recommen-
9 dations.

10 “(6) The Mental Health Clinical Advisory Group shall report to the interim committees
11 of the Legislative Assembly related to health:

12 “(a) No later than December 31, 2017, its progress in developing evidence-based algo-
13 rithms for mental health drugs; and

14 “(b) No later than December 31, 2018, its final recommendations under subsection (4) of
15 this section and any legislative changes needed to fully implement the recommendations.

16 “(7) A member of the Mental Health Clinical Advisory Group is not entitled to compen-
17 sation but may be reimbursed for necessary travel expenses incurred in the performance of
18 the member’s official duties.

19 “(8) The Mental Health Clinical Advisory Group shall select one of its members as
20 chairperson and another as vice chairperson, for terms and with duties and powers necessary
21 for the performance of the functions of the group.

22 “(9) A majority of the members of the Mental Health Clinical Advisory Group constitutes
23 a quorum for the transaction of business.

24 “(10) The Mental Health Clinical Advisory Group shall meet at least once every two
25 months at a time and place determined by the chairperson. The group also may meet at
26 other times and places specified by the call of the chairperson or of a majority of the mem-
27 bers of the group. The group may meet in executive session when discussing factors listed
28 in subsection (1) of this section.

29 “(11) In accordance with applicable provisions of ORS chapter 183, the Mental Health
30 Clinical Advisory Group may adopt rules necessary for the administration of this section.

31 “(12) All agencies of state government, as defined in ORS 174.111, are directed to assist
32 the Mental Health Clinical Advisory Group in the performance of duties of the group and, to
33 the extent permitted by laws relating to confidentiality, to furnish information and advice
34 the members of the group consider necessary to perform their duties.

35 “SECTION 3. (1) As used in this section, ‘mental health drug’ means a type of legend
36 drug defined by the Oregon Health Authority by rule that includes but is not limited to:

37 “(a) Therapeutic class 7 ataractics-tranquilizers; and

38 “(b) Therapeutic class 11 psychostimulants-antidepressants.

39 “(2) Notwithstanding ORS 414.334, the authority shall reimburse the cost of a mental
40 health drug prescribed for a medical assistance recipient if federal financial participation in
41 the cost is available.

42 “SECTION 4. Section 3 of this 2017 Act becomes operative on January 2, 2018.

43 “SECTION 5. (1) Section 2 of this 2017 Act is repealed on December 31, 2018.

44 “(2) Section 3 of this 2017 Act is repealed on January 2, 2020.

45 “SECTION 6. In addition to and not in lieu of any other appropriation, there is appro-

1 **priated to the Oregon Health Authority, for the biennium beginning July 1, 2017, out of the**
2 **General Fund, the amount of \$143,888, which may be expended for carrying out section 2 of**
3 **this 2017 Act.**

4 **“SECTION 7. This 2017 Act being necessary for the immediate preservation of the public**
5 **peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect**
6 **on its passage.”.**

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