

House Bill 2882

Sponsored by Representatives NOSSE, KENY-GUYER, BUEHLER; Representatives GREENLICK, HACK, HAYDEN, KENNEMER, Senators KNOPP, MONNES ANDERSON, STEINER HAYWARD

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**.

Requires governing body of coordinated care organization to include representative from at least one dental care organization that serves members of coordinated care organization.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to dental care organizations; creating new provisions; amending ORS 414.625; and declaring
3 an emergency.

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

5 **SECTION 1.** ORS 414.625 is amended to read:

6 414.625. (1) The Oregon Health Authority shall adopt by rule the qualification criteria and re-
7 quirements for a coordinated care organization and shall integrate the criteria and requirements
8 into each contract with a coordinated care organization. Coordinated care organizations may be
9 local, community-based organizations or statewide organizations with community-based participation
10 in governance or any combination of the two. Coordinated care organizations may contract with
11 counties or with other public or private entities to provide services to members. The authority may
12 not contract with only one statewide organization. A coordinated care organization may be a single
13 corporate structure or a network of providers organized through contractual relationships. The cri-
14 teria adopted by the authority under this section must include, but are not limited to, the coordi-
15 nated care organization's demonstrated experience and capacity for:

16 (a) Managing financial risk and establishing financial reserves.

17 (b) Meeting the following minimum financial requirements:

18 (A) Maintaining restricted reserves of \$250,000 plus an amount equal to 50 percent of the coor-
19 dinated care organization's total actual or projected liabilities above \$250,000.

20 (B) Maintaining a net worth in an amount equal to at least five percent of the average combined
21 revenue in the prior two quarters of the participating health care entities.

22 (c) Operating within a fixed global budget.

23 (d) Developing and implementing alternative payment methodologies that are based on health
24 care quality and improved health outcomes.

25 (e) Coordinating the delivery of physical health care, mental health and chemical dependency
26 services, oral health care and covered long-term care services.

27 (f) Engaging community members and health care providers in improving the health of the
28 community and addressing regional, cultural, socioeconomic and racial disparities in health care
29 that exist among the coordinated care organization's members and in the coordinated care
30 organization's community.

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 (2) In addition to the criteria specified in subsection (1) of this section, the authority must adopt
 2 by rule requirements for coordinated care organizations contracting with the authority so that:

3 (a) Each member of the coordinated care organization receives integrated person centered care
 4 and services designed to provide choice, independence and dignity.

5 (b) Each member has a consistent and stable relationship with a care team that is responsible
 6 for comprehensive care management and service delivery.

7 (c) The supportive and therapeutic needs of each member are addressed in a holistic fashion,
 8 using patient centered primary care homes, behavioral health homes or other models that support
 9 patient centered primary care and behavioral health care and individualized care plans to the extent
 10 feasible.

11 (d) Members receive comprehensive transitional care, including appropriate follow-up, when en-
 12 tering and leaving an acute care facility or a long term care setting.

13 (e) Members receive assistance in navigating the health care delivery system and in accessing
 14 community and social support services and statewide resources, including through the use of certi-
 15 fied health care interpreters, as defined in ORS 413.550, community health workers and personal
 16 health navigators who meet competency standards established by the authority under ORS 414.665
 17 or who are certified by the Home Care Commission under ORS 410.604.

18 (f) Services and supports are geographically located as close to where members reside as possi-
 19 ble and are, if available, offered in nontraditional settings that are accessible to families, diverse
 20 communities and underserved populations.

21 (g) Each coordinated care organization uses health information technology to link services and
 22 care providers across the continuum of care to the greatest extent practicable and if financially vi-
 23 able.

24 (h) Each coordinated care organization complies with the safeguards for members described in
 25 ORS 414.635.

26 (i) Each coordinated care organization convenes a community advisory council that meets the
 27 criteria specified in ORS 414.627.

28 (j) Each coordinated care organization prioritizes working with members who have high health
 29 care needs, multiple chronic conditions, mental illness or chemical dependency and involves those
 30 members in accessing and managing appropriate preventive, health, remedial and supportive care
 31 and services to reduce the use of avoidable emergency room visits and hospital admissions.

32 (k) Members have a choice of providers within the coordinated care organization's network and
 33 that providers participating in a coordinated care organization:

34 (A) Work together to develop best practices for care and service delivery to reduce waste and
 35 improve the health and well-being of members.

36 (B) Are educated about the integrated approach and how to access and communicate within the
 37 integrated system about a patient's treatment plan and health history.

38 (C) Emphasize prevention, healthy lifestyle choices, evidence-based practices, shared decision-
 39 making and communication.

40 (D) Are permitted to participate in the networks of multiple coordinated care organizations.

41 (E) Include providers of specialty care.

42 (F) Are selected by coordinated care organizations using universal application and credentialing
 43 procedures and objective quality information and are removed if the providers fail to meet objective
 44 quality standards.

45 (G) Work together to develop best practices for culturally appropriate care and service delivery

1 to reduce waste, reduce health disparities and improve the health and well-being of members.

2 (L) Each coordinated care organization reports on outcome and quality measures adopted under
 3 ORS 414.638 and participates in the health care data reporting system established in ORS 442.464
 4 and 442.466.

5 (m) Each coordinated care organization uses best practices in the management of finances,
 6 contracts, claims processing, payment functions and provider networks.

7 (n) Each coordinated care organization participates in the learning collaborative described in
 8 ORS 413.259 (3).

9 (o) Each coordinated care organization has a governing body *[that includes:]*

10 *[(A)] of which a majority of the members are* persons that share in the financial risk of the
 11 organization *[who must constitute a majority of the governing body;]* **and that includes:**

12 **(A)(i) One representative selected by a dental care organization that serves more than**
 13 **50 percent of the members of the coordinated care organization; or**

14 **(ii) If no dental care organization serves more than 50 percent of the members of the**
 15 **coordinated care organization, one representative selected by a dental care organization that**
 16 **is designated by the coordinated care organization and that serves at least 10 percent of the**
 17 **members of the coordinated care organization;**

18 (B) The major components of the health care delivery system;

19 (C) At least two health care providers in active practice, including:

20 (i) A physician licensed under ORS chapter 677 or a nurse practitioner certified under ORS
 21 678.375, whose area of practice is primary care; and

22 (ii) A mental health or chemical dependency treatment provider;

23 (D) At least two members from the community at large, to ensure that the organization's
 24 decision-making is consistent with the values of the members and the community; and

25 (E) At least one member of the community advisory council.

26 (p) Each coordinated care organization's governing body establishes standards for publicizing
 27 the activities of the coordinated care organization and the organization's community advisory
 28 councils, as necessary, to keep the community informed.

29 (3) The authority shall consider the participation of area agencies and other nonprofit agencies
 30 in the configuration of coordinated care organizations.

31 (4) In selecting one or more coordinated care organizations to serve a geographic area, the au-
 32 thority shall:

33 (a) For members and potential members, optimize access to care and choice of providers;

34 (b) For providers, optimize choice in contracting with coordinated care organizations; and

35 (c) Allow more than one coordinated care organization to serve the geographic area if necessary
 36 to optimize access and choice under this subsection.

37 (5) On or before July 1, 2014, each coordinated care organization must have a formal contractual
 38 relationship with any dental care organization that serves members of the coordinated care organ-
 39 ization in the area where they reside.

40 **SECTION 2. The amendments to ORS 414.625 by section 1 of this 2017 Act apply to any**
 41 **contract entered into, extended or renewed between the Oregon Health Authority and a co-**
 42 **ordinated care organization on or after the effective date of this 2017 Act.**

43 **SECTION 3. This 2017 Act being necessary for the immediate preservation of the public**
 44 **peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect**
 45 **on its passage.**

