

**SB 133 A STAFF MEASURE SUMMARY**

**Carrier:** Sen. Burdick

**Senate Committee On Rules**

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**Action Date:** 04/22/19

**Action:** Do pass the A-Eng bill.

**Vote:** 5-0-0-0

**Yeas:** 5 - Baertschiger Jr, Boquist, Burdick, Dembrow, Roblan

**Fiscal:** No fiscal impact

**Revenue:** No revenue impact

**Prepared By:** Josh Nasbe, Counsel

**Meeting Dates:** 4/22

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**WHAT THE MEASURE DOES:**

Prohibits substance abuse, problem gambling, and other mental health service providers from accepting fees, commissions, bonuses, rebates, or other compensation for the referral of patients. Prohibits substance abuse, problem gambling, and other mental health services providers from making advertisements that falsely state or misrepresent the need for a resident of Oregon to obtain services outside of the state. Prohibits advertisements from intentionally misrepresenting or falsely stating a person's eligibility to participate in a medical assistance program. Takes effect on the 91st day following adjournment sine die.

**ISSUES DISCUSSED:**

- Other state laws
- Predatory practices and vulnerable victims

**EFFECT OF AMENDMENT:**

No amendment.

**BACKGROUND:**

The recent increase in awareness and alarm regarding the impacts of addiction, especially related to opioids, has resulted in a rise in the number of centers and providers that offer treatment and recovery services. These providers are often less regulated than those in other health care settings, creating opportunities for unethical behavior that can deceive or mislead potential patients. As a result, several states have recently enacted laws targeting unethical referral, brokering, and marketing practices in the addiction treatment setting.

Senate Bill 133-A prohibits kickbacks and false or misleading advertisements by substance abuse, problem gambling, and other mental health services providers.