



Oregon

Kate Brown, Governor

Department of Consumer and Business Services

Division of Financial Regulation

350 Winter St. NE, Room 410

P.O. Box 14480

Salem, OR 97309-0405

June 30, 2021

To: Entities offering health benefit plans

From: Division of Financial Regulation

Subject: Enforcement of notice and reporting requirements under ORS 743A.078

Purpose

The Division of Financial Regulation issues this memorandum to clarify the division's expectations with respect to the notice and reporting requirements of ORS 743A.078.

Background

Oregon Senate Bill 526 (2019) established a voluntary statewide program of universal newborn nurse home visiting services for Oregon families. The bill requires health benefit plans to reimburse the cost of the home visiting services and places additional obligations on health benefit plans related to the program. The obligations imposed on health benefit plans under the bill have been codified at ORS 743A.078.

ORS 743A.078 imposes notice and reporting requirements on carriers that offer health benefit plans in Oregon as follows:

- Under ORS 743A.078(5), a carrier offering a health benefit plan must notify an enrollee about the availability of universal newborn nurse home visiting services whenever an enrollee adds a newborn to coverage.
- Under ORS 743A.078(8), a carrier offering a health benefit plan must report data regarding claims submitted for universal newborn nurse home visiting services.

Guidance for regulated entities

Based on discussions with stakeholders, the Oregon Health Authority does not expect full implementation of universal newborn nurse home visiting services for health benefit plans until July 1, 2023. Accordingly, the division will not consider a carrier to be in violation of ORS 743A.078 if the carrier fails to provide the notice required under ORS 743A.078(5) prior to July 1, 2023. Similarly, the division will not expect carriers to report data required under ORS 743A.078(8) for home visits provided prior to July 1, 2023. Carriers should be prepared to capture and report data on any universal newborn home visiting services provided to members on or after July 1, 2023.

Unless amended, revised, or withdrawn by a subsequent written notice by the division, this memorandum remains in effect until June 30, 2023.

Sincerely,

A handwritten signature in black ink that reads "Tashia Sizemore". The signature is written in a cursive, flowing style.

Tashia Sizemore
Life and Health Program Manager
Division of Financial Regulation
Oregon Department of Consumer and Business Services
971-283-0102