
From: Gary Holliday <Gary.Holliday@pacificsource.com>

Sent: Wednesday, December 1, 2021 12:07 PM

To: SOUCY Cassandra * DCBS <Cassandra.SOUCY@dcbs.oregon.gov>

Cc: Gary Holliday <Gary.Holliday@pacificsource.com>; Michelle Baird <Michelle.Baird@pacificsource.com>; Richard Blackwell <Richard.Blackwell@pacificsource.com>

Subject: RE: HB 3046 Mental Health Parity RAC

Cassie,

Thank you for the offer to have additional discussion. I would appreciate a brief discussion on two issues related to the difference in the proposed rules and what was discussed during the last RAC.

First, why OAR 836-053-1430 (3)(b)(E) includes a reference to ORS 743A.168 when during the last RAC it was discussed to have it removed?

(E) Descriptions and documentation on the policies, procedures, and other efforts to maintain compliance with the Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008 (P.L. 110343) and ORS 743A.168, and rules adopted thereunder.

Second, why the proposed rule OAR 836-053-1430 (3)(b)(F)(i)(II) remains when the last RAC we didn't find it needed due to passage of HB 2508 that requires parity in payments?

(F) Other data and information to demonstrate compliance with state and federal mental health parity requirements will include reporting on:

(i) Telehealth claims including:

(II) Any differences in the median maximum allowable reimbursement rate for telehealth claim related to care provided by a behavioral health provider or a medical or surgical provider.

In regards to the next phase of the rulemaking process we would like to have discussion on Section 5. Our questions are whether the rules will define "behavioral health condition" by a diagnosis code? And, what is it to "sponsor" and what is considered a "formal education program"?

Thank you.

Gary Holliday, LEAD

Compliance Manager - Commercial

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From: SOUCY Cassandra * DCBS <Cassandra.SOUCY@dcbs.oregon.gov>

Sent: Tuesday, November 30, 2021 10:57 AM

To: WINKEL Karen J * DCBS <Karen.J.WINKEL@dcbs.oregon.gov>; Antoinette.Awuakye@cambiahealth.com' <Antoinette.Awuakye@cambiahealth.com>; 'garnerbg@mac.com' <garnerbg@mac.com>; 'cramirez@aocmhp.org' <cramirez@aocmhp.org>; Bouneff Chris <chris@namior.org>; 'Dan.thoma@modahealth.com' <Dan.thoma@modahealth.com>; Gary Holliday <Gary.Holliday@pacificsource.com>; 'Davisjasr503@gmail.com' <Davisjasr503@gmail.com>; 'Jennifer.Baker2@providence.org' <Jennifer.Baker2@providence.org>; 'laura@nwpublicaffairs.com' <laura@nwpublicaffairs.com>; 'mtodd.phd@gmail.com' <mtodd.phd@gmail.com>; 'remory@thornrun.com' <remory@thornrun.com>; 'tclement@psych.org' <tclement@psych.org>; EMERSON Lisa * DCBS <Lisa.EMERSON@dcbs.oregon.gov>; OBRIEN Jesse E * DCBS <Jesse.E.OBRIEN@dcbs.oregon.gov>; SIZEMORE Tashia * DCBS <Tashia.SIZEMORE@dcbs.oregon.gov>; PEACOCK Spencer C * DCBS <Spencer.C.PEACOCK@dcbs.oregon.gov>; SYLVESTER Sally B * DCBS <Sally.B.SYLVESTER@dcbs.oregon.gov>; BARRY Rick A * DCBS <Rick.A.BARRY@dcbs.oregon.gov>

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Subject: RE: HB 3046 Mental Health Parity RAC

****** Caution: External email ******

Hello everyone,

I hope that you had a restful and enjoyable holiday weekend. Just a reminder to get in comments about the next phase of HB 3046 rulemaking and on the templates by Dec. 3rd. Thanks to those who have already sent comments in and we look forward to hearing from others soon.

All the best,
Cassie

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Cassie Soucy (she/her)
Senior Policy Advisor
Oregon DCBS | Division of Financial Regulation
503-983-3895 | **New email:** cassandra.soucy@dcbs.oregon.gov



Department of Consumer
and Business Services

From: SOUCY Cassandra * DCBS

Sent: Tuesday, November 16, 2021 11:31 AM

To: WINKEL Karen J * DCBS <Karen.J.WINKEL@dcbs.oregon.gov>; 'Antoinette.Awuakye@cambiahealth.com' <Antoinette.Awuakye@cambiahealth.com>; 'garnerbg@mac.com' <garnerbg@mac.com>; 'cramirez@aocmhp.org' <cramirez@aocmhp.org>; Bouneff Chris <chris@namior.org>; 'Dan.thoma@modahealth.com' <Dan.thoma@modahealth.com>; 'gary.holliday@pacificsource.com' <gary.holliday@pacificsource.com>; 'Davisjasr503@gmail.com' <Davisjasr503@gmail.com>; 'Jennifer.Baker2@providence.org' <Jennifer.Baker2@providence.org>; 'laura@nwpublicaffairs.com' <laura@nwpublicaffairs.com>; 'mtodd.phd@gmail.com' <mtodd.phd@gmail.com>; 'remory@thornrun.com' <remory@thornrun.com>; 'tclement@psych.org' <tclement@psych.org>; EMERSON Lisa * DCBS <Lisa.EMERSON@dcbs.oregon.gov>; OBRIEN Jesse E * DCBS <Jesse.E.OBRIEN@dcbs.oregon.gov>; SIZEMORE Tashia * DCBS <Tashia.SIZEMORE@dcbs.oregon.gov>; PEACOCK Spencer C * DCBS <Spencer.C.PEACOCK@dcbs.oregon.gov>; SYLVESTER Sally B * DCBS <Sally.B.SYLVESTER@dcbs.oregon.gov>; BARRY Rick A * DCBS <Rick.A.BARRY@dcbs.oregon.gov>
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Subject: RE: HB 3046 Mental Health Parity RAC

Hello HB 3046 RAC members and interested parties,

We are looking forward to meeting with you all next month to continue our discussions on mental health parity. Our conversation in December will be focused on discussing the reporting templates in addition to what aspects of the law would benefit from further clarification in rule. You'll find attached to this email the draft reporting template created by DFR for the mental health parity reporting. In preparation for the Dec. 7th meeting, we'd ask for the following written feedback from RAC members on:

- NQTL template submitted by Tim Clement – DFR will use one standard template to report on the NQTL information. Are there any significant issues with using this form that is currently being used by other states for reporting purposes? If so, please specify.
- Draft DFR reporting template – This captures the additional pieces for reporting regarding denials, paid claims, and MMARR for time-based office visits. We will add in further information on an introduction page and additional instructions for reporting. Additionally, this will include instructions for the other reporting elements on telehealth and network adequacy.
- Areas for next round of rulemaking – As stated in previous RACs, the first part of rulemaking was focused on address the reporting requirements that insurers will be submitting in March. This next phase will encompass the rest of HB 3046 and where further clarity is needed. We've heard from some RAC members and members of public on areas that DFR should consider in this next phase. We invite RAC members to provide written feedback on what other areas of the law require further clarity or discussion from the RAC to help the division in understanding what would be helpful from the RAC member perspective.

Please submit written feedback by Dec. 3rd to allow time for DFR staff to review prior to the meeting. We will facilitate a discussion on these items during the Dec. meeting and will also accept feedback afterwards.

Let me know if you have any questions and we look forward to hearing from you all soon.

All the best,
Cassie

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Cassie Soucy (she/her)
Senior Policy Advisor
Oregon DCBS | Division of Financial Regulation
503-983-3895 | **New email:** cassandra.soucy@dcbs.oregon.gov



-----Original Appointment-----

From: WINKEL Karen J * DCBS

Sent: Monday, November 8, 2021 8:39 AM

To: WINKEL Karen J * DCBS; 'Antoinette.Awuakye@cambiahealth.com'; 'garnerbg@mac.com'; 'cramirez@aocmhp.org'; Bouneff Chris; 'Dan.thoma@modahealth.com'; 'gary.holliday@pacificsource.com'; 'Davisjasr503@gmail.com'; 'Jennifer.Baker2@providence.org'; 'laura@nwpublicaffairs.com'; 'mtodd.phd@gmail.com'; 'remory@thornrun.com'; 'tclement@psych.org'; SOUCY Cassandra * DCBS; EMERSON Lisa * DCBS; OBRIEN Jesse E * DCBS; SIZEMORE Tashia * DCBS; PEACOCK Spencer C * DCBS; SYLVESTER Sally B * DCBS; BARRY Rick A * DCBS

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Subject: HB 3046 Mental Health Parity RAC

When: Tuesday, December 7, 2021 10:00 AM-11:30 AM (UTC-08:00) Pacific Time (US & Canada).

Where: Microsoft Teams Meeting

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Karen Winkel

Rules Coordinator

DCBS | Division of Financial Regulation

Karen.J.Winkel@dcbs.oregon.gov

Phone: 503-947-7694

Pronouns: she/her/hers



Department of Consumer
and Business Services

My email address has changed to karen.j.winkel@dcbs.oregon.gov. Please update your contacts.

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