

DFR Bill Reference Guide 2017 Legislative Session

Table of Contents

I. Financial Issues	5
Banks & Trust Companies	5
HB 2624 (Oregon chartered banks)	5
Cannabis Regulation	5
SB 302 (Removes marijuana offenses).....	5
Consumer Education.....	5
HB 3184 (Data collection and counseling for payday and auto title loans)	5
Consumer Protection.....	6
HB 2090 (Unauthorized use of consumer personal information).....	6
HB 2622 (Financial exploitation, abuse prevention)	6
HB 3184	6
SB 95 (Reporting suspected financial exploitation)	7
Credit Unions	7
HB 2161 (Credit union bylaws).....	7
Debt Buying.....	8
HB 2356 (Requirements for debt buyers and debt collectors).....	8
Debt Management Service Providers.....	8
SB 722 (Debt management service provider fees)	8
Financial Institutions.....	8
HB 2622 (Financial exploitation, abuse prevention)	8
SB 510 (Insurance company requirements for claimants owing past due support).....	9
Identity Theft	9
SB 769 (Disposal of Social Security numbers).....	9
Insurance/Financial	9
HB 2191 (Secretary of State investigations).....	9
SB 97 (Modernizing insurance corporate governance)	10
SB 153 (Taxable income for corporate excise tax).....	10
SB 985 (Commercial insurance filing requirements)	10
SB 986 (Insurance company privacy notices)	10

Mortgage Lending.....	11
HB 2562 (Disclosure notices for reverse mortgage lenders).....	11
SB 98 (Residential mortgage loan servicers).....	11
Pawnbrokers.....	11
HB 2619 (Permits electronic notification of forfeiture)	11
Retaliatory Tax Issues.....	11
SB 28 (Taxing intangible property and services)	11
Securities.....	12
SB 95 (Reporting suspected financial exploitation)	12
SB 96 (Requires errors and omissions insurance)	12
II. Insurance/Financial.....	12
Insurance/Financial.....	12
HB 2191 (Secretary of State investigations).....	12
SB 97 (Modernizing insurance corporate governance)	13
SB 153 (Taxable income for corporate excise tax).....	13
SB 985 (Commercial insurance filing requirements)	13
SB 986 (Insurance company privacy notices)	13
III. Insurance/Health	14
Breast Cancer.....	14
HB 2660 (Online availability of information for breast cancer patients)	14
CCOs.....	14
HB 2300 (Prescription drug coverage for medical assistance recipients)	14
HB 2303 (Modifies date CCO must report to OHA).....	14
HB 2398 (Prohibits billing Medicaid assistance except by OHA rule).....	15
HB 2675 (Community health improvement plans).....	15
HB 3091 (CCO behavioral health services).....	15
Contraceptives.....	15
HB 2527 (Pharmacists prescribing hormonal contraceptives).....	15
Drugs.....	15
Health Insurance	16
HB 2114 (Opioid and opiate prescribing guidelines and recommendations).....	16
HB 2300 (Prescription drug coverage for medical assistance recipients)	16
HB 2303 (Modifies date CCO must report to OHA).....	16
HB 2339 (Prohibits balance billing)	17

HB 2340 (Allows reduction of the 5-year ban for market re-entry)	17
HB 2341 (Updates Insurance Code)	17
HB 2388 (PBM registration).....	17
HB 2391 (Imposes 1.5% assessment on commercial health insurance premiums).....	18
HB 2397 (Public Health Advisory Committee name change).....	18
HB 2398 (Prohibits billing Medicaid assistance except by OHA rule)	18
HB 2503 (Lactation consultant licenses)	19
HB 2527 (Pharmacists prescribing hormonal contraceptives).....	19
HB 2660 (Online availability of information for breast cancer patients)	19
HB 2661 (Long term care provider registration)	20
HB 2675 (Community health improvement plans).....	20
HB 2931 (Behavior analysis interventionists)	20
HB 3091 (CCO behavioral health services).....	21
HB 3261 (Requires insurers to share data for child support).....	21
HB 3276 (Requires health benefit plan coverage necessary to combat disease outbreak) ...	21
HB 3363 (Changes term “osteopath” to “osteopathic physician”)	21
HB 3391 (Reproductive health)	22
HB 3440 (Prescribing & dispensing naloxone)	22
SB 46 (Moves references to PEBB & OEBC from the Oregon Insurance Code)	23
SB 97 (Modernizing insurance corporate governance)	23
SB 147 (Oral health care under Compact of Free Association treaty)	23
SB 271 (Modifies definition of small employer for group health benefit plans).....	24
SB 368 (Prohibits denying claim to insured in detention facility).....	24
SB 419 (Health Care Cost Review)	24
SB 558 (Health Care for All Oregon Children)	24
SB 856 (Naturopathic physicians)	25
SB 860 (Mental health parity).....	25
SB 934 (Primary care for CCOs, PEBB and OEBC).....	25
Health Insurance Mandates.....	26
HB 3391 (Reproductive health)	26
HB 3440 (Prescribing & dispensing naloxone)	26
Health Reform.....	27
SB 558 (Health Care for All Oregon Children)	27
Hospital Charges	27

SB 419 (Health Care Cost Review)	27
LTC (Long Term Care).....	27
HB 2661 (Long term care provider registration)	27
Mental Health Parity	28
HB 2931 (Behavior analysis interventionists)	28
HB 3091 (CCO behavioral health services).....	28
SB 860 (Mental health parity).....	29
Oral Health Care	29
SB 147 (Oral health care under Compact of Free Association treaty)	29
Pharmacy, Prescription Drugs	29
HB 2114 (Opioid and opiate prescribing guidelines and recommendations)	29
HB 2388 (PBM registration).....	30
HB 2397 (Public Health Advisory Committee name change).....	30
HB 2527 (Pharmacists prescribing hormonal contraceptives).....	30
IV. Insurance/Property-Casualty.....	31
Insurance/Property-Casualty.....	31
SB 330 (Portable electronics insurance)	31
SB 331 (Insurance replacement policy).....	31
SB332 (Insurance rebates)	31
SB 850 (Earthquake policy measures)	31
SB 985 (Commercial insurance filing requirements)	32
V. Insurance/Other.....	32
HB 3283 (Impounded or seized animals)	32

I. Financial Issues

Banks & Trust Companies

HB 2624 (Oregon chartered banks)

This bill amends Oregon Revised Statutes (ORS) 713.300 of the Oregon Bank Act to eliminate the requirement that an out-of-state bank, extranational institution, or foreign association that holds a certificate of authority to conduct banking business in Oregon to register with the division if it intends to engage in the business of mortgage lending in Oregon. The authority to engage in the business of mortgage lending is related to the business of banking under state and federal banking law, and therefore a certificate to conduct banking business in Oregon permits the holder of the certificate to engage in the business of mortgage lending in the State. The effect of the bill is to obviate a redundancy in the statutory requirements for offering banking services in Oregon.

Effective: Jan. 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2624/Enrolled>

Cannabis Regulation

SB 302 (Removes marijuana offenses)

Moves crimes, penalties, defenses to crimes, and procedural provisions that apply to marijuana offenses from the Uniform Controlled Substances Act to the Control and Regulation of Marijuana Act. Adjusts penalties for certain crimes. Repeals statutes related to unlawful possession, manufacturing and delivery of marijuana or marijuana products within 1,000 feet of schools. Creates criminal penalties for committing arson while manufacturing a cannabinoid extract. Changes statutes referencing controlled substances and their applicability to cannabis and cannabis-derived products. Clarifies provisions related to formal accountability agreements and youth offenders.

Effective: April 21, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB302/Enrolled>

Consumer Education

HB 3184 (Data collection and counseling for payday and auto title loans)

This bill authorizes the department to develop and implement a payday and title loan tracking and counseling system to educate consumers before they enter into an

agreement to borrow money from one of these lenders. The bill allows Oregon licensed payday and title lenders to provide the required counseling services; however, it prohibits licensees from passing the cost of counseling onto consumers. It also permits the department to enter into a contract with a public or private entity to develop the tracking and counseling system. The effect of the bill will enable the department to track and regulate predatory practices associated with payday and title lending and to put in place important financial literacy standards for these lending programs that will help protect consumers from financial harm.

Effective: June 6, 2017

Operative: July 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB3184/Enrolled>

Consumer Protection

HB 2090 (Unauthorized use of consumer personal information)

This bill makes it an unlawful trade practice to use, disclose, or dispose of a consumer's personal information in a manner that differs from policies stated on the business's website, consumer agreement, or in any other statement or representation.

Effective January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2090/Enrolled>

HB 2622 (Financial exploitation, abuse prevention)

HB 2622 permits financial institutions to refuse a transaction, withdrawal, or change in ownership of an account where there is a reasonable belief that financial exploitation of a vulnerable person is occurring or is being attempted. The bill allows a bank or credit union to refuse a transaction for up to fifteen days unless extended by a court. The financial institution must make a reasonable effort to notify account holders unless it would compromise an investigation. The bill provides immunity for actions taken in good faith for the institution and its employees against civil, criminal and administrative actions.

Effective: June 14, 2017

Operative: October 1, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB2622/Enrolled>

HB 3184 (Data collection and counseling for payday and auto title loans)

This bill authorizes the department to develop and implement a payday and title loan tracking and counseling system to educate consumers before they enter into an agreement to borrow money from one of these lenders. The bill allows Oregon

licensed payday and title lenders to provide the required counseling services; however, it prohibits licensees from passing the cost of counseling onto consumers. It also permits the department to enter into a contract with a public or private entity to develop the tracking and counseling system. The effect of the bill will enable the department to track and regulate predatory practices associated with payday and title lending and to put in place important financial literacy standards for these lending programs that will help protect consumers from financial harm.

Effective: June 6, 2017

Operative: July 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB3184/Enrolled>

SB 95 (Reporting suspected financial exploitation)

SB 95 requires broker-dealers and investment advisors to report suspected financial exploitation of vulnerable persons. The bill requires a report to Department of Consumer and Business Services which in turn must forward the report to DHS. The bill allows covered persons to contact a trusted third party on the account and delay disbursements. Broker-dealers and investment advisors may delay disbursements for up to 15 days if they suspect the disbursement will result in financial exploitation of a vulnerable person. The bill contains immunities for good faith actions authorized under the bill.

Effective: January 1, 2018

Operative: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB95/Enrolled>

Credit Unions

HB 2161 (Credit union bylaws)

This bill specifies that amendments to credit union bylaws are automatically effective unless the Director of the Department of Consumer and Business Services disapproves them. If the director requires submission of additional information, the amendments become effective 30 days after the date the information is submitted. The bill also provides that a credit union may expel members who create an undue risk of loss to the credit union, as defined in the bylaws. It repeals the requirement that the board of directors of a credit union meet at least 10 times a year and grants the director authority to adopt a rule establishing the number of times that a board must meet. It changes the exercise of federal credit union powers from January 1, 2013 to January 1, 2017.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2161/Enrolled>

Debt Buying

HB 2356 (Requirements for debt buyers and debt collectors)

HB 2356 established a regulatory scheme for debt buyers. It established a license through the DCBS and minimum requirements for legal pleadings related to collection of bought debt, including documenting the debt's chain of ownership. The bill required that debt buyers establish procedures for: receiving and resolving consumer complaints, complying with the federal Fair Debt Collection Act, preventing the sale of debt to unlicensed debt buyers, and protecting the accuracy and privacy of consumer information. It made bringing a lawsuit for collecting a debt barred by the statute of limitations an unlawful collection practice. The bill also expanded the director's rulemaking authority to define dishonest, illegal, or unethical practices.

Effective Date: 10/6/2017 Operative Date: 1/1/2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2356/Enrolled>

Debt Management Service Providers

SB 722 (Debt management service provider fees)

This bill allows a debt management service provider to charge a fee of no more than \$50 per month, including the initial month, for credit repair services. The bill also allows a consumer to void a debt management service contract, and to recover all moneys paid and attorney fees, if the provider charges fees higher than that allowed by statute. The bill applies to contracts entered into on or after January 1, 2018.

Effective: October 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB722/Enrolled>

Financial Institutions

HB 2622 (Financial exploitation, abuse prevention)

HB 2622 permits financial institutions to refuse a transaction, withdrawal, or change in ownership of an account where there is a reasonable belief that financial exploitation of a vulnerable person is occurring or is being attempted. The bill allows a bank or credit union to refuse a transaction for up to fifteen days unless extended by a court. The financial institution must make a reasonable effort to notify account holders unless it would compromise an investigation. The

bill provides immunity for actions taken in good faith for the institution and its employees against civil, criminal and administrative actions.

Effective: June 14, 2017

Operative: October 1, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2622/Enrolled>

SB 510 (Insurance company requirements for claimants owing past due support)

Under current law banks and credit unions are required to enter into data sharing agreements to provide to the Oregon Department of Justice (DOJ) the financial records of account holders that DOJ identifies as owing child support payments. This bill would require insurers to enter into the same type of data sharing agreement and provide financial information of insureds who are entitled to or have made a claim for benefits of at least \$500, not including a claim for property damage under a liability or uninsured motorist policy.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB510/Enrolled>

Identity Theft

SB 769 (Disposal of Social Security numbers)

SB 769 extends Oregon's Consumer Identity Theft Protection Act to prohibit disposing of printed material containing social security numbers unless the number is made unreadable or unrecoverable. The bill clarified that a person may transfer material with personal information on it for the purpose of making the Social Security numbers unreadable to cover situations where a person contracts with a shredding service, etc.

Effective January 1, 2018

Operative January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB769/Enrolled>

Insurance/Financial

HB 2191 (Secretary of State investigations)

Authorizes Secretary of State to investigate alleged or potential violations of business entity statutes and to require business entity to provide list of shareholders and respond to interrogatories.

Effective: July 1, 2017

Operative Date: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2191/Enrolled>

SB 97 (Modernizing insurance corporate governance)

Implements provisions of NAIC Models 305 and 440 relating to Corporate Governance Annual Disclosures and group-wide supervision of internationally-active insurance groups. The bill also: 1) makes supervised carriers responsible for DCBS' costs related to supervision; 2) requires diverse membership of health care service contractors' board of directors; 3) allows for electronic storage of records at a domestic insurer's principal place of business in Oregon; 4) closes a loophole that would allow bankruptcy filings instead of state-supervised windups; 5) clarifies that holding company agreements may not interfere with DCBS supervision; 6) grants DCBS flexibility in making decisions about enrollment and cancellation if the insurer is in receivership; and 7) allows for rolling dates for submitting corporate governance disclosures.

Effective: June 27, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB97/Enrolled>

SB 153 (Taxable income for corporate excise tax)

This bill clarifies the current method of determining corporate taxable income when an insurance company is a member of an affiliated group filing a consolidated federal return, by allowing a 100 percent deduction for dividend payments made by the insurer to the parent company. Insurers continue to file separate Oregon returns.

Effective: October 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB153/Enrolled>

SB 985 (Commercial insurance filing requirements)

Exempts insurers that transact certain classes of commercial insurance from requirement to file rates or policy forms.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB985/Enrolled>

SB 986 (Insurance company privacy notices)

Permits insurers to not provide annual privacy notices if an initial privacy notice was provided to the consumer and the policy has not changed.

Effective: January 1, 2018]

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB986/Enrolled>

Mortgage Lending

HB 2562 (Disclosure notices for reverse mortgage lenders)

This bill would add to the required disclosure that reverse mortgage lenders are required to provide to borrowers, a statement explaining that if the borrower fails to pay property taxes, insurance, maintenance, and related taxes, the property may be subject to tax liens or other encumbrances.

Effective: January 1, 2018

https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB_2562/Enrolled

SB 98 (Residential mortgage loan servicers)

Requires non-depository mortgage servicers to obtain a license from DCBS

Effective: July 1, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB98/Enrolled>

Pawnbrokers

HB 2619 (Permits electronic notification of forfeiture)

HB 2619 lets pawnbrokers provide the option to customers of receiving a notice of forfeiture through e-mail or text. It was meant to modernize the process.

Effective: January 1, 2018

Operative: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2619/Enrolled>

Retaliatory Tax Issues

SB 28 (Taxing intangible property and services)

This bill changes corporate income apportionment, for the sale of intangibles and services, from a cost-of-performance method to a market-based method. Under cost-of-performance, sales have been assigned according to where production costs were incurred. Under a market-based method, sales will be assigned according to where the sales occur. This change applies to tax years beginning on or after January 1, 2018.

Effective: October 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB28/Enrolled>

Securities

SB 95 (Reporting suspected financial exploitation)

SB 95 requires broker-dealers and investment advisors to report suspected financial exploitation of vulnerable persons. The bill requires a report to Department of Consumer and Business Services which in turn must forward the report to DHS. The bill allows covered persons to contact a trusted third party on the account and delay disbursements. Broker-dealers and investment advisors may delay disbursements for up to 15 days if they suspect the disbursement will result in financial exploitation of a vulnerable person. The bill contains immunities for good faith actions authorized under the bill.

Effective: January 1, 2018

Operative: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB95/Enrolled>

SB 96 (Requires errors and omissions insurance)

SB 96 requires broker-dealers and state investment advisors to maintain errors and omissions insurance policy in amount of at least \$1 million as condition of state licensure. The bill makes exceptions for broker-dealers covered by the federal Securities Exchange Act and also where the registered investment advisor has their principal office in another state.

Effective: January 1, 2018

Operative: July 31, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB96/Enrolled>

II. Insurance/Financial

Insurance/Financial

HB 2191 (Secretary of State investigations)

Authorizes Secretary of State to investigate alleged or potential violations of business entity statutes and to require business entity to provide list of shareholders and respond to interrogatories.

Effective Date: 7/1/2017

Operative Date: 1/1/2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2191/Enrolled>

SB 97 (Modernizing insurance corporate governance)

Implements provisions of NAIC Models 305 and 440 relating to Corporate Governance Annual Disclosures and group-wide supervision of internationally-active insurance groups. The bill also: 1) makes supervised carriers responsible for DCBS' costs related to supervision; 2) requires diverse membership of health care service contractors' board of directors; 3) allows for electronic storage of records at a domestic insurer's principal place of business in Oregon; 4) closes a loophole that would allow bankruptcy filings instead of state-supervised windups; 5) clarifies that holding company agreements may not interfere with DCBS supervision; 6) grants DCBS flexibility in making decisions about enrollment and cancellation if the insurer is in receivership; and 7) allows for rolling dates for submitting corporate governance disclosures.

Effective: June 27, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB97/Enrolled>

SB 153 (Taxable income for corporate excise tax)

This bill clarifies the current method of determining corporate taxable income when an insurance company is a member of an affiliated group filing a consolidated federal return, by allowing a 100 percent deduction for dividend payments made by the insurer to the parent company. Insurers continue to file separate Oregon returns.

Effective: October 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB153/Enrolled>

SB 985 (Commercial insurance filing requirements)

Exempts insurers that transact certain classes of commercial insurance from requirement to file rates or policy forms.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB985/Enrolled>

SB 986 (Insurance company privacy notices)

Permits insurers to not provide annual privacy notices if an initial privacy notice was provided to the consumer and the policy has not changed.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB986/Enrolled>

III. Insurance/Health

Breast Cancer

HB 2660 (Online availability of information for breast cancer patients)

Directs OHA and DCBS to make educational materials available on agency websites relating to breast cancer, insurance coverage and breast reconstruction options in Oregon. Specifies items to be available on the websites. Directs that sites are to be updated annually.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2660/Enrolled>

CCOs

HB 2300 (Prescription drug coverage for medical assistance recipients)

Creates a 12-member Mental Health Clinical Advisory Group within the Oregon Health Authority. Specifies the membership. Specifies that the Group is to develop voluntary evidence-based algorithms for mental health drug treatment of medical assistance clients who have mental health disorders. Outlines criteria for recommendations and guidelines to consider.

Effective: July 17, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2300/Enrolled>

HB 2303 (Modifies date CCO must report to OHA)

This bill changes the date by which coordinated care organizations report primary care medical cost allocation data to the Oregon Health Authority from December 31 to October 1 of each year. The bill also repeals statutory provisions regarding community-based health care initiatives, and deletes such initiatives from the list of entities exempt from the Insurance Code. This bill further repeals the establishment of a consortium of interested parties regarding measurement of managed health care performance, and deletes related rulemaking regarding insurer report of health promotion and disease prevention activities.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2303/Enrolled>

HB 2398 (Prohibits billing Medicaid assistance except by OHA rule)

Requires health care providers, for claims unpaid after 90 days, to check with OHA to confirm an individual's eligibility for Medicaid. Prohibits health care providers from submitting a claim to a collection agency if an individual was eligible for Medicaid at the time services were rendered. Directs OHA to convene a stakeholder workgroup to oversee implementation and report back to the Legislative Assembly no later than September 15, 2018.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2398/Enrolled>

HB 2675 (Community health improvement plans)

Requires a coordinated care organization's (CCO) community advisory council (CAC) to develop and adopt a community health improvement plan that includes a strategy to integrate a set of comprehensive health services.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2675/Enrolled>

HB 3091 (CCO behavioral health services)

Clarifies services to be furnished in an emergency setting and defines the type of provider authorized to conduct a behavioral health assessment. These services include coordinated care and case management as defined by DCBS by rule.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB3091/Enrolled>

Contraceptives

HB 2527 (Pharmacists prescribing hormonal contraceptives)

Allows pharmacists to prescribe self-administered hormonal contraceptives and administer injectable hormonal contraceptives. Defines injectable hormonal contraceptives. Specifies that pharmacist consultations are to be a covered benefit in prescription drug benefit plans. Declares emergency, effective on passage.

Effective: June 14, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2527/Enrolled>

Drugs – see Pharmacy, Prescription Drugs

Health Insurance

HB 2114 (Opioid and opiate prescribing guidelines and recommendations)

Directs the Oregon Medical Board, Oregon State Board of Nursing, Oregon Board of Dentistry and Oregon Board of Naturopathic Medicine to provide notice to licensees regulated by each board who are authorized to prescribe opioids or opiates of the Oregon Opioid Prescribing Guidelines: Recommendations for the Safe Use of Opioid

Medications, as endorsed by the Oregon Medical Board in January 2017, no later than January 1, 2018. Takes effect on 91st day following adjournment sine die.

Effective: October 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2114/Enrolled>

HB 2300 (Prescription drug coverage for medical assistance recipients)

Creates a 12-member Mental Health Clinical Advisory Group within the Oregon Health Authority. Specifies the membership. Specifies that the Group is to develop voluntary evidence-based algorithms for mental health drug treatment of medical assistance clients who have mental health disorders. Outlines criteria for recommendations and guidelines to consider.

Effective: July 17, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2300/Enrolled>

HB 2303 (Modifies date CCO must report to OHA)

This bill changes the date by which coordinated care organizations report primary care medical cost allocation data to the Oregon Health Authority from December 31 to October 1 of each year. The bill also repeals statutory provisions regarding community-based health care initiatives, and deletes such initiatives from the list of entities exempt from the Insurance Code. This bill further repeals the establishment of a consortium of interested parties regarding measurement of managed health care performance, and deletes related rulemaking regarding insurer report of health promotion and disease prevention activities.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2303/Enrolled>

HB 2339 (Prohibits balance billing)

Prohibits non-participating, facility-based providers and providers in emergency cases from balance billing. Requires the Department of Consumer and Business Services (DCBS) to develop recommendations for reimbursement of services provided to enrollees by out-of-network providers at health care facilities that are in-network. Requires DCBS to submit recommendations to Legislative Assembly no later than December 31, 2017.

Effective: June 22, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2339/Enrolled>

HB 2340 (Allows reduction of the 5-year ban for market re-entry)

Allows Department of Consumer and Business Services (DCBS) to reduce the mandatory five-year ban of market reentry applied to an insurer that discontinued offering a health plan in a geographic service area. Specifies criteria the agency is to use in deciding to shorten the mandatory five-year prohibition. Applies criteria to small employer, group health and individual health plans offered in Oregon. Repeals obsolete health insurance requirements.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2340/Enrolled>

HB 2341 (Updates Insurance Code)

Updates Insurance Code provisions applicable to health insurance in accordance with federal requirements. Modifies the small employer definition to align with federal definition. Changes short-term policies from six months to three months. Removes gender-specific language and replaces it with gender-neutral terms for a range of health services: mammograms, pelvic and pap smear examinations, human papillomavirus (HPV) vaccines, physical breast examinations and prostate screenings.

Effective: May 25, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2341/Enrolled>

HB 2388 (PBM registration)

Grants authority to Department of Consumer and Business Services (DCBS) to deny, revoke or suspend a pharmacy benefit manager (PBM) registration. Specifies conditions by which the registration can be denied, revoked or

suspended. Adds the definition of pharmacy. Directs DCBS to adopt rules for a process where a pharmacy or pharmacy representative can file a complaint against a PBM. Removes fee cap DCBS may charge PBMs for registration or renewal.
Effective: May 17, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2388/Enrolled>

HB 2391 (Imposes 1.5% assessment on commercial health insurance premiums)

Establishes the Health System Fund, continuously appropriating amounts in this Fund to the Department of Consumer and Business Services (DCBS) to administer the Oregon Reinsurance Program (ORP) and to transfer funds to the Oregon Health Authority (OHA) to: (1) provide medical assistance and other health services; (2) refund coordinated care organizations; and (3) fund the administration of the coordinated care organization assessment. The effective date of the Oregon Reinsurance Program is the later of the date of approval by the United States Department of Health and Human Services or 1/1/2018. The bill repeals the Oregon Reinsurance Program on 1/2/2024.
Effective: October 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2391/Enrolled>

HB 2397 (Public Health Advisory Committee name change)

Creates the seven-member Public Health and Pharmacy Formulary Advisory Committee. Specifies membership, duties and responsibilities of the Committee. Directs the State Board of Pharmacy to establish, by rule, the formulary for drugs and devices that pharmacists may prescribe and dispense to patients under specific conditions. Directs the Committee to recommend drugs and devices to be included in the formulary.
Effective: May 18, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2397/Enrolled>

HB 2398 (Prohibits billing Medicaid assistance except by OHA rule)

Requires health care providers, for claims unpaid after 90 days, to check with OHA to confirm an individual's eligibility for Medicaid. Prohibits health care providers from submitting a claim to a collection agency if an individual was eligible for Medicaid at the time services were rendered. Directs OHA to convene

a stakeholder workgroup to oversee implementation and report back to the Legislative Assembly no later than September 15, 2018.
Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2398/Enrolled>

HB 2503 (Lactation consultant licenses)

Directs the Health Licensing Office (HLO) within the Oregon Health Authority (OHA) to establish a new board and program for licensing and regulating the practice of lactation consultants. Authorizes HLO to adopt rules and establish licensure fees. Outlines requirements for certification, and requires lactation consultants to complete continuing education related to cultural competency and trauma-informed care through programs approved by HLO. Exempts individuals who contract with OHA to promote or support breast feeding through the Women, Infants and Children Program from licensing requirements.

Effective: June 29, 2017

Operative: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2503/Enrolled>

HB 2527 (Pharmacists prescribing hormonal contraceptives)

Allows pharmacists to prescribe self-administered hormonal contraceptives and administer injectable hormonal contraceptives. Defines injectable hormonal contraceptives. Specifies that pharmacist consultations are to be a covered benefit in prescription drug benefit plans. Declares emergency, effective on passage.

Effective: June 14, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2527/Enrolled>

HB 2660 (Online availability of information for breast cancer patients)

Directs OHA and DCBS to make educational materials available on agency websites relating to breast cancer, insurance coverage and breast reconstruction options in Oregon. Specifies items to be available on the websites. Directs that sites are to be updated annually.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2660/Enrolled>

HB 2661 (Long term care provider registration)

Requires referral agent (agent) to provide client with disclosure regarding description of referral, agent's contact information, private policy statement, provision of referrals to facilities contracted with agent and statement of whether the referral fees will be paid to agent by facility. Prohibits agent from sharing client's placement information, selling client's placement information, referring client to facility with an ownership interest and contacting a client after written notice to stop contact. Prohibits compensations from facility in connection with client after written request from client to terminate relationship with agent. Requires agent to prohibit in contract with facility the collection of compensation from a facility if a new referral agent refers the same client to the same facility under specific circumstances. Applicable to contracts entered into on or after July 1, 2018.

Effective: July 6, 2017

Operative: July 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2661/Enrolled>

HB 2675 (Community health improvement plans)

Requires a coordinated care organization's (CCO) community advisory council (CAC) to develop and adopt a community health improvement plan that includes a strategy to integrate a set of comprehensive health services.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2675/Enrolled>

HB 2931 (Behavior analysis interventionists)

Applied behavior analysis is a therapeutic modality that is often used to treat people with autism spectrum disorder. Behavior analysis interventionists are paraprofessionals that provide applied behavior analysis (ABA) therapy services under the supervision of licensed behavior analysts, licensed assistant behavior analysts or their licensed health care professionals whose scope of practice includes ABA. Oregon's Behavior Analysis Regulatory Board oversees the licensing of behavior analysts and assistant behavior analysts. The Oregon Health Authority's Health Licensing Office oversees the registration of behavior analysis interventionists. House Bill 2931 clarifies the requirements to be certified as a behavior analysis interventionist in Oregon.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2931/Enrolled>

HB 3091 (CCO behavioral health services)

Clarifies services to be furnished in an emergency setting and defines the type of provider authorized to conduct a behavioral health assessment. These services include coordinated care and case management as defined by DCBS by rule.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB3091/Enrolled>

HB 3261 (Requires insurers to share data for child support)

Under current law banks and credit unions are required to enter into data sharing agreements to provide to the Oregon Department of Justice (DOJ) the financial records of account holders that DOJ identifies as owing child support payments. This bill would require insurers to enter into the same type of data sharing agreement and provide financial information of insureds who are entitled to or have made a claim for benefits of at least \$500, not including a claim for property damage under a liability or uninsured motorist policy.

Effective: October 6, 2017

Operative: January 2, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB3261/Enrolled>

HB 3276 (Requires health benefit plan coverage necessary to combat disease outbreak)

Requires health benefit plan coverage of health services to reimburse the cost of necessary antitoxins, serums, vaccines, immunization agents, antibiotics, antidotes and other necessary items if the Public Health Director determines that there exists a disease outbreak, epidemic or other condition of public health importance in a geographic area of the state or statewide. Specifies that insurers cover the cost of necessary antitoxins, serums, vaccines, etc. Directs the Public Health Director to convene a task force to develop recommendations to improve student health insurance coverage. Specifies membership of the task force.

Effective: July 5, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB3276/Enrolled>

HB 3363 (Changes term “osteopath” to “osteopathic physician”)

Doctors of Osteopathic Medicine, or DOs, are licensed physicians who practice in all areas of medicine. Osteopathic physicians focus on prevention, tuning into how a patient's lifestyle and environment can impact their well-being. The Osteopathic Physicians and Surgeons of Oregon states DOs apply the philosophy of treating the whole person to the prevention, diagnosis and treatment of illness,

disease and injury. House Bill 3363-A clarifies in Oregon law that osteopathic physicians practice medicine as physicians.
Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB3363/Enrolled>

HB 3391 (Reproductive health)

Requires health benefit plan coverage of specified health care services, drugs, devices, products and procedures related to reproductive health. Allows exemption for plans sold to religious employers. Requires the Oregon Health Authority (OHA) to implement a program to reimburse the costs of the services, drugs, devices, products and procedures relating to reproductive health provided to the individuals who can become pregnant and who would be eligible for medical assistance if not for certain federal requirements. Clarifies pharmacy claims reimbursement; aligns current statute to federal regulations and requires Health Evidence Review Commission to review the services provided in Section 2 and submit a report no later than November 1 of even-numbered years. Prohibits discrimination in provisions of health care coverage. Prohibits interference by public body in a consenting female's choice to terminate pregnancy. Prohibits public body's interference with health care provider terminating or assisting in termination of pregnancy of health care provider's patient, if the health care provider is acting within the scope of the provider's license.
Effective: July 5, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB3391/Enrolled>

HB 3440 (Prescribing & dispensing naloxone)

Permits pharmacist, pharmacy, health care professional or any person designated by State Board of Pharmacy (SBP) to administer naloxone and distribute necessary medical supplies to administer naloxone. Provides good faith immunity from liability to individual who administers naloxone. Prohibits insurer of health benefit plan from requiring prior authorization of payment during first 30 days of treatment with naloxone. Prohibits individuals taking or intending to take prescribed medication for drug abuse or dependency treatment from being denied access to drug court. Requires Oregon Health Authority (OHA) develop and maintain online, searchable inventory with following information: each opioid and opiate abuse or dependency treatment provider in Oregon; treatment options offered by providers; and maximum capacity of each provider. Directs OHA to report annually to legislature on treatment options as specified, and every three

months to local health department on total number of opioid and opiate overdoses and related deaths.

Effective: October 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB3440/Enrolled>

SB 46 (Moves references to PEBB & OEBC from the Oregon Insurance Code)

Removes authority of Department of Consumer and Business Services to enforce specified health benefit plan coverage requirements applicable to Public Employees' Benefit Board and Oregon Educators Benefit Board.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB46/Enrolled>

SB 97 (Modernizing insurance corporate governance)

Implements provisions of NAIC Models 305 and 440 relating to Corporate Governance Annual Disclosures and group-wide supervision of internationally-active insurance groups. The bill also: 1) makes supervised carriers responsible for DCBS' costs related to supervision; 2) requires diverse membership of health care service contractors' board of directors; 3) allows for electronic storage of records at a domestic insurer's principal place of business in Oregon; 4) closes a loophole that would allow bankruptcy filings instead of state-supervised windups; 5) clarifies that holding company agreements may not interfere with DCBS supervision; 6) grants DCBS flexibility in making decisions about enrollment and cancellation if the insurer is in receivership; and 7) allows for rolling dates for submitting corporate governance disclosures.

Effective: June 27, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB97/Enrolled>

SB 147 (Oral health care under Compact of Free Association treaty)

Requires the Department of Consumer and Business Services (DCBS) to develop recommendations to create a program to reimburse the costs of oral health care for low-income Compact of Free Association (COFA) residents living in Oregon. Requires DCBS to convene an advisory group in developing recommendations and report the group's recommendations to the Legislative Assembly no later than September 15, 2017.

Effective: June 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB147/Enrolled>

SB 271 (Modifies definition of small employer for group health benefit plans)

Amends the definition of small employer by removing federal to federal definition and defines a small employer as one who employed an average of at least one but not more than 50 full-time equivalent employees on business days during the preceding calendar year and who employs at least one full-time equivalent employee on the first day of the plan year, determined in accordance with a methodology prescribed by the Department of Consumer and Business Services by rule.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB271/Enrolled>

SB 368 (Prohibits denying claim to insured in detention facility)

Prohibits health insurer from denying benefits or cancelling coverage because a juvenile is in custody pending disposition of charges. Includes juveniles in the definition of an insured being detained so that all other requirements related to insurers' provision of coverage to insureds in custody pending disposition of charges apply to juveniles as well.

Effective: October 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB368/Enrolled>

SB 419 (Health Care Cost Review)

Establishes Task Force on Health Care Cost Review to study feasibility of creating rate-setting process modeled on process used by Health Services Cost Review Commission in Maryland. The Director of DCBS will serve as the chairperson and the Task Force is required to submit a report to the interim committees of the Legislative Assembly by September 15, 2018.

Effective: October 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB419/Enrolled>

SB 558 (Health Care for All Oregon Children)

Requires Oregon Health Authority to convene work group to advise and assist in implementing targeted outreach and marketing for Health Care for All Oregon Children program. Requires authority, in collaboration with Department of Consumer and Business Services if necessary, to seek necessary federal approval or waiver of federal requirements to secure federal financial participation.

Effective: July 7, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB558/Enrolled>

SB 856 (Naturopathic physicians)

In the United States, the scope of practice of licensed health care professions is statutorily defined in each state's laws in the form of a practice act, and are often the underlying licensing requirements. Defining scopes of practice for health care professions in statute provides the state with public policy oversight on the range of services licensed health care professions may provide. State legislatures, including Oregon's, have the authority to modify practice acts; therefore, changing a particular scope of practice of a health care profession. Such changes are often the result of advancements in the education, training or technology in health care. In Oregon, the Board of Naturopathic Medicine licenses and regulates naturopathic physicians. The Oregon Medical Board licenses medical doctors (MDs), doctors of osteopathic medicine (DO), and doctors of podiatric medicine (DPM), among several other health care professions. Senate Bill 856-A modifies the scope of practice for naturopathic physicians in Oregon.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB856/Enrolled>

SB 860 (Mental health parity)

Requires DCBS to examine parity of reimbursement paid by carriers to mental health providers and physicians. The bill specifically outlines the areas to be examined to include: 1) historical trends of reimbursement rates for time-based outpatient office visit procedural codes; 2) utilization management procedures; 3) reimbursement for time-based procedural codes for both in-network behavioral mental health providers and in-network medical providers, including reimbursement of incremental increases in the length of an office visit; and 4) methodologies used by carriers to determine reimbursement rates for in-network behavioral health providers and in-network medical providers. Requires DCBS to report to the interim committees of the Legislative Assembly related to health by September 1, 2019 on the status of the examinations and action taken in response to the exams.

Effective: June 28, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB860/Enrolled>

SB 934 (Primary care for CCOs, PEBB and OEBC)

Requires insurers, CCOs, PEBB and OEBC to spend at least 12 percent of total medical expenditures on primary care by January 1, 2023. Those that don't currently meet the benchmark will be required to submit a plan for increasing the amount of primary care spending by one percent each year. Requires entities participating in CPC+ to offer similar alternative payment methodologies for

services provided by all patient centered primary care homes. The bill also modifies the role of the Primary Care Payment Reform Collaborative and extends its service through 2027. The Collaborative is being asked to advise and assist in the implementation of: 1) Use of value-based payment methods that are not paid on a per-claim basis; 2) Increasing investment in primary care without increasing costs to consumer or the total cost of health care; 3) technical assistance to clinics and payers in the implementation of the Primary Care Transformation Initiative; 4) integration of primary care behavioral and physical health care; and 5) ensuring goals of the Initiative are met by December 31, 2027.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB934/Enrolled>

Health Insurance Mandates

HB 3391 (Reproductive health)

Requires health benefit plan coverage of specified health care services, drugs, devices, products and procedures related to reproductive health. Allows exemption for plans sold to religious employers. Requires the Oregon Health Authority (OHA) to implement a program to reimburse the costs of the services, drugs, devices, products and procedures relating to reproductive health provided to the individuals who can become pregnant and who would be eligible for medical assistance if not for certain federal requirements. Clarifies pharmacy claims reimbursement; aligns current statute to federal regulations and requires Health Evidence Review Commission to review the services provided in Section 2 and submit a report no later than November 1 of even-numbered years. Prohibits discrimination in provisions of health care coverage. Prohibits interference by public body in a consenting female's choice to terminate pregnancy. Prohibits public body's interference with health care provider terminating or assisting in termination of pregnancy of health care provider's patient, if the health care provider is acting within the scope of the provider's license.

Effective: July 5, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB3391/Enrolled>

HB 3440 (Prescribing & dispensing naloxone)

Permits pharmacist, pharmacy, health care professional or any person designated by State Board of Pharmacy (SBP) to administer naloxone and distribute necessary medical supplies to administer naloxone. Provides good faith immunity from liability to individual who administers naloxone. Prohibits insurer of health benefit plan from requiring prior authorization of payment during first 30 days of treatment with naloxone. Prohibits individuals taking or intending to take

prescribed medication for drug abuse or dependency treatment from being denied access to drug court. Requires Oregon Health Authority (OHA) develop and maintain online, searchable inventory with following information: each opioid and opiate abuse or dependency treatment provider in Oregon; treatment options offered by providers; and maximum capacity of each provider. Directs OHA to report annually to legislature on treatment options as specified, and every three months to local health department on total number of opioid and opiate overdoses and related deaths.

Effective: October 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB3440/Enrolled>

Health Reform

SB 558 (Health Care for All Oregon Children)

Requires Oregon Health Authority to convene work group to advise and assist in implementing targeted outreach and marketing for Health Care for All Oregon Children program. Requires authority, in collaboration with Department of Consumer and Business Services if necessary, to seek necessary federal approval or waiver of federal requirements to secure federal financial participation.

Effective: July 7, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB558/Enrolled>

Hospital Charges

SB 419 (Health Care Cost Review)

Establishes Task Force on Health Care Cost Review to study feasibility of creating rate-setting process modeled on process used by Health Services Cost Review Commission in Maryland. The Director of DCBS will serve as the chairperson and the Task Force is required to submit a report to the interim committees of the Legislative Assembly by September 15, 2018.

Effective: October 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB419/Enrolled>

LTC (Long Term Care)

HB 2661 (Long term care provider registration)

Requires referral agent (agent) to provide client with disclosure regarding description of referral, agent's contact information, private policy statement,

provision of referrals to facilities contracted with agent and statement of whether the referral fees will be paid to agent by facility. Prohibits agent from sharing client's placement information, selling client's placement information, referring client to facility with an ownership interest and contacting a client after written notice to stop contact. Prohibits compensations from facility in connection with client after written request from client to terminate relationship with agent. Requires agent to prohibit in contract with facility the collection of compensation from a facility if a new referral agent refers the same client to the same facility under specific circumstances. Applicable to contracts entered into on or after July 1, 2018.

Effective: July 6, 2017

Operative: July 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2661/Enrolled>

Mental Health Parity

HB 2931 (Behavior analysis interventionists)

Applied behavior analysis is a therapeutic modality that is often used to treat people with autism spectrum disorder. Behavior analysis interventionists are paraprofessionals that provide applied behavior analysis (ABA) therapy services under the supervision of licensed behavior analysts, licensed assistant behavior analysts or their licensed health care professionals whose scope of practice includes ABA. Oregon's Behavior Analysis Regulatory Board oversees the licensing of behavior analysts and assistant behavior analysts. The Oregon Health Authority's Health Licensing Office oversees the registration of behavior analysis interventionists. House Bill 2931 clarifies the requirements to be certified as a behavior analysis interventionist in Oregon.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2931/Enrolled>

HB 3091 (CCO behavioral health services)

Clarifies services to be furnished in an emergency setting and defines the type of provider authorized to conduct a behavioral health assessment. These services include coordinated care and case management as defined by DCBS by rule.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB3091/Enrolled>

SB 860 (Mental health parity)

Requires DCBS to examine parity of reimbursement paid by carriers to mental health providers and physicians. The bill specifically outlines the areas to be examined to include: 1) historical trends of reimbursement rates for time-based outpatient office visit procedural codes; 2) utilization management procedures; 3) reimbursement for time-based procedural codes for both in-network behavioral mental health providers and in-network medical providers, including reimbursement of incremental increases in the length of an office visit; and 4) methodologies used by carriers to determine reimbursement rates for in-network behavioral health providers and in-network medical providers. Requires DCBS to report to the interim committees of the Legislative Assembly related to health by September 1, 2019 on the status of the examinations and action taken in response to the exams.

Effective: June 28, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB860/Enrolled>

Oral Health Care

SB 147 (Oral health care under Compact of Free Association treaty)

Requires the Department of Consumer and Business Services (DCBS) to develop recommendations to create a program to reimburse the costs of oral health care for low-income Compact of Free Association (COFA) residents living in Oregon. Requires DCBS to convene an advisory group in developing recommendations and report the group's recommendations to the Legislative Assembly no later than September 15, 2017.

Effective: June 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB147/Enrolled>

Pharmacy, Prescription Drugs

HB 2114 (Opioid and opiate prescribing guidelines and recommendations)

Directs the Oregon Medical Board, Oregon State Board of Nursing, Oregon Board of Dentistry and Oregon Board of Naturopathic Medicine to provide notice to licensees regulated by each board who are authorized to prescribe opioids or opiates of the Oregon Opioid Prescribing Guidelines: Recommendations for the Safe Use of Opioid Medications, as endorsed by the Oregon Medical Board in

January 2017, no later than January 1, 2018. Takes effect on 91st day following adjournment sine die.

Effective: October 6, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2114/Enrolled>

HB 2388 (PBM registration)

Grants authority to Department of Consumer and Business Services (DCBS) to deny, revoke or suspend a pharmacy benefit manager (PBM) registration. Specifies conditions by which the registration can be denied, revoked or suspended. Adds the definition of pharmacy. Directs DCBS to adopt rules for a process where a pharmacy or pharmacy representative can file a complaint against a PBM. Removes fee cap DCBS may charge PBMs for registration or renewal.

Effective: May 17, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2388/Enrolled>

HB 2397 (Public Health Advisory Committee name change)

Creates the seven-member Public Health and Pharmacy Formulary Advisory Committee. Specifies membership, duties and responsibilities of the Committee. Directs the State Board of Pharmacy to establish, by rule, the formulary for drugs and devices that pharmacists may prescribe and dispense to patients under specific conditions. Directs the Committee to recommend drugs and devices to be included in the formulary.

Effective: May 18, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2397/Enrolled>

HB 2527 (Pharmacists prescribing hormonal contraceptives)

Allows pharmacists to prescribe self-administered hormonal contraceptives and administer injectable hormonal contraceptives. Defines injectable hormonal contraceptives. Specifies that pharmacist consultations are to be a covered benefit in prescription drug benefit plans. Declares emergency, effective on passage.

Effective: June 14, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB2527/Enrolled>

IV. Insurance/Property-Casualty

Insurance/Property-Casualty

SB 330 (Portable electronics insurance)

Specifies changes to conditions under which insurer or supervising entity may terminate portable electronics insurance coverage.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB330/Enrolled>

SB 331 (Insurance replacement policy)

This bill allows auto insurers to offer a replacement policy by an affiliate company in lieu of sending the insured a notice of non-renewal. The affiliate company would need to be under the same ownership and control as the original insurer, and the replacement insurer would be required to send notice for the new terms of the replacement policy 45 days in advance of it taking effect.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB331/Enrolled>

SB332 (Insurance rebates)

Allows insurers to offer certain rebates, with an aggregate value that does not exceed \$100 in a calendar year, to insureds other than persons for whom the insurer issues a health insurance or health benefit plan.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB332/Enrolled>

SB 850 (Earthquake policy measures)

Requires Seismic Safety Policy Advisory Commission to establish committee to assist commission in conducting review policy measures regarding life and property protection following major earthquake or tsunami events.

Effective: June 14, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB850/Enrolled>

SB 985 (Commercial insurance filing requirements)

Exempts insurers that transact certain classes of commercial insurance from requirement to file rates or policy forms.

Effective: January 1, 2018

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB985/Enrolled>

V. Insurance/Other

HB 3283 (Impounded or seized animals)

This bill relates to convictions for animal abuse or neglect, and classifies parrots as domestic animals, rather than livestock, for purposes of animal abuse and neglect statutes. This bill also creates a prospective and retrospective exclusion from the definition of insurance, under ORS 731.102, for “a contract under which an owner rents or leases an animal to a person or to a public body, as defined in ORS 174.109, if the owner retains an obligation to provide for veterinary care or other needs of the animal.”

Effective: June 30, 2017

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/HB3283/Enrolled>