

**A-Engrossed**  
**Senate Bill 20**

Ordered by the House June 8  
Including House Amendments dated June 8

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Joint Interim Committee on Human Services for Oregon Optometric Physicians Association)

**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.

Prohibits **insurer or health care service contractor that has contract with** independent practice association from limiting coverage of eye care services provided by optometrist. Modifies provisions for reimbursement of covered eye care services within lawful scope of practice of optometrist.

**A BILL FOR AN ACT**

1  
2 Relating to eye care services; creating new provisions; and amending ORS 743.703 and 750.065.

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

4 **SECTION 1. Section 2 of this 2005 Act is added to and made a part of ORS chapter 746.**

5 **SECTION 2. (1) As used in this section:**

6 (a) **"Health care service contractor" has the meaning given that term in ORS 750.005.**

7 (b) **"Independent practice association" has the meaning given that term in ORS 743.801.**

8 (2) **An insurer or a health care service contractor that has a contract with an inde-**  
9 **pendent practice association to provide eye care services may not limit coverage of eye care**  
10 **services only to services provided by a physician if the eye care services are covered services**  
11 **and are within the lawful scope of practice of a licensed optometrist.**

12 **SECTION 3. ORS 750.065 is amended to read:**

13 750.065. [(1)] Notwithstanding any provision of contract or agreement entered into by a corpo-  
14 ration, association, society, firm, partnership or individual doing business as a hospital association  
15 or as a health care service contractor, whenever [*such*] **the** contract or agreement provides for  
16 **payment or** reimbursement for [*any service which*] **a service that** is within the lawful scope of  
17 practice of a [*duly*] licensed optometrist, [*the insured under such contract or agreement shall be enti-*  
18 *tled to reimbursement for such*] **the hospital association or health care service contractor shall**  
19 **provide payment or reimbursement for the** service, whether the [*said*] service is performed by  
20 a physician or a [*duly*] licensed optometrist. Unless [*such*] **the** contract or agreement [*shall otherwise*  
21 *provide*] **provides otherwise**, there shall be no reimbursement for ophthalmic materials, lenses,  
22 spectacles, eyeglasses or appurtenances thereto.

23 [(2)] *Nothing in subsection (1) of this section shall apply to any contract or agreement limited to the*  
24 *furnishing of services to be performed exclusively by members of the association, society, group or*  
25 *partnership issuing such contract or agreement.*

26 **SECTION 4. ORS 743.703 is amended to read:**

**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           743.703. [(1)] Notwithstanding any provision of any policy of health insurance, whenever [such]  
2 **the** policy provides for **payment or** reimbursement for [any service which] **a service that** is within  
3 the lawful scope of practice of a [duly] licensed optometrist, [the insured under such policy shall be  
4 entitled to reimbursement for such] **the insurer shall provide payment or reimbursement for the**  
5 service, whether [such] **the** service is performed by a physician or [duly] **a** licensed optometrist.  
6 Unless [such policy shall otherwise provide] **the policy provides otherwise**, there shall be no re-  
7 imbursement for ophthalmic materials, lenses, spectacles, eyeglasses or appurtenances thereto.

8           [(2) *The provisions of this section shall not apply to any policy in effect upon September 13,*  
9 *1967.*]

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