

Minority Report
A-Engrossed
Senate Bill 756

Ordered by the Senate March 9
Including Senate Minority Report Amendments dated March 9

Sponsored by nonconcurring members of the Senate Committee on Human Services: Senators KRUSE, C STARR

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.

[Requires health insurance coverage for prescription contraceptives.]

Prohibits Department of Human Services from imposing period of uninsurance for certain individuals to qualify for medical assistance or Oregon State Children's Health Insurance Program coverage if termination of prior group health insurance coverage was result of specified conditions and individual otherwise qualifies.

Prohibits Insurance Pool Governing Board from imposing period of uninsurance for certain individuals to qualify for enrollment in Family Health Insurance Assistance Program if termination of prior group health insurance coverage was result of specified conditions and individual otherwise qualifies.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to health insurance; and declaring an emergency.

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

4 **SECTION 1. (1) When an individual described in ORS 414.706 (5) applies for medical as-**
5 **sistance under ORS 414.705 to 414.750, the Department of Human Services may not impose**
6 **as a condition of eligibility a period of time during which the individual has not been covered**
7 **by private health insurance if:**

8 (a) **The individual is otherwise eligible for medical assistance; and**

9 (b) **The individual's prior coverage under a group health insurance policy was terminated:**

10 (A) **At the death of a certificate holder of the group health insurance policy or upon**
11 **dissolution of marriage with, or legal separation from, a certificate holder; and**

12 (B) **Within the six months preceding the date of the application.**

13 (2) **As used in this section, "certificate holder" has the meaning given that term in ORS**
14 **731.069.**

15 **SECTION 2. (1) When an individual applies to enroll in the Family Health Insurance As-**
16 **sistance Program established in ORS 735.720 to 735.740, notwithstanding ORS 735.720 (1)(c),**
17 **the Insurance Pool Governing Board may not impose as a condition of eligibility a period of**
18 **time during which the individual has not been covered by private health insurance if:**

19 (a) **The individual is otherwise eligible to enroll in the program; and**

20 (b) **The individual's prior coverage under a group health insurance policy was terminated:**

21 (A) **At the death of a certificate holder of the group health insurance policy or upon**
22 **dissolution of marriage with, or legal separation from, a certificate holder; and**

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 (B) Within the six months preceding the date of application.

2 (2) As used in this section, "certificate holder" has the meaning given that term in ORS
3 731.069.

4 **SECTION 3.** (1) When an individual under 19 years of age whose family income is no more
5 than 185 percent of the federal poverty guidelines qualifies for medical assistance under the
6 Oregon State Children's Health Insurance Program under Title XXI of the Social Security
7 Act, the Department of Human Services may not impose as a condition of eligibility a period
8 of time during which the individual has not been covered by private health insurance if:

9 (a) The individual is otherwise eligible for medical assistance; and

10 (b) The individual's prior coverage under a group health insurance policy was terminated:

11 (A) At the death of a certificate holder of the group health insurance policy or upon
12 dissolution of marriage with, or legal separation from, a certificate holder; and

13 (B) Within the six months preceding the date of the application.

14 (2) As used in this section, "certificate holder" has the meaning given that term in ORS
15 731.069.

16 **SECTION 4.** Sections 1 to 3 of this 2005 Act apply to an application for assistance sub-
17 mitted on or after the effective date of this 2005 Act.

18 **SECTION 5.** This 2005 Act being necessary for the immediate preservation of the public
19 peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect
20 on its passage.

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