

# Senate Bill 913

Sponsored by COMMITTEE ON JUDICIARY

## 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 **as introduced**.

Directs Department of Human Services to suspend medical assistance for certain persons while persons are residing in public institutions.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to medical assistance; and declaring an emergency.

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 414.**

5 **SECTION 2. (1) When a person with a serious mental illness who receives medical as-**  
6 **sistance under ORS 414.705 to 414.750 because of the serious mental illness becomes an in-**  
7 **mate residing in a public institution, the Department of Human Services shall suspend the**  
8 **person's medical assistance.**

9 **(2) The department shall continue to determine the eligibility of the person as**  
10 **categorically needy as defined in ORS 414.025.**

11 **(3) Upon notification that a person described in subsection (1) of this section is no longer**  
12 **an inmate residing in a public institution, the department shall reinstate the person's med-**  
13 **ical assistance if the person is otherwise eligible for medical assistance.**

14 **(4) This section does not extend eligibility to an otherwise ineligible person or extend**  
15 **medical assistance to a person if matching federal funds are not available to pay for medical**  
16 **assistance.**

17 **SECTION 3. This 2005 Act being necessary for the immediate preservation of the public**  
18 **peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect**  
19 **on its passage.**

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**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.