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**TEMPORARY ADMINISTRATIVE RULES**

Oregon Health Authority, Health Systems Division:  
Medical Assistance Programs

410

Agency and Division

Administrative Rules Chapter Number

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Upon filing.

Adopted on

07/01/2017 thru 12/27/2017

Effective dates

**RULE CAPTION**

Hospital Assessment Rate Increase

Not more than 15 words

**RULEMAKING ACTION**

**ADOPT:**

**AMEND:** 410-050-0861

**SUSPEND:**

**Stat. Auth.:** ORS 413.042

**Other Auth.:**

**Stats. Implemented:** Sections 1 through 14, Chapter 736, Oregon Laws 2003, as amended by sections 1 through 14, Chapter 736, Oregon Laws 2003, sections 1 through 2, Chapter 757, Oregon Laws 2005, sections 1 through 6, Chapter 780, Oregon Laws 2007, section 49 through 54, Chapter 828, Oregon Laws 2009, sections 17 through 23, Chapter 867, Oregon Laws 2009, and sections 2 through 10, Chapter 608, Oregon Laws 2013, section 2, Chapter 16, Oregon Laws 2015, and section 27, House Bill 2391, 2017 Regular Session.

**RULE SUMMARY**

The Division needs to amend OAR 410-050-0861, effective July 1, 2017, to change the hospital assessment rate from 5.30 percent to 6.00 percent. According to the statutes, the director of the Oregon Health Authority is authorized to impose an assessment rate that is the best estimate to generate the revenue needed to cover

authorized Oregon Health Plan expenditures. The proposed change is based on client caseload forecasts and expenditures projected for the 2017-19 biennium. The Oregon Health Authority has consulted with hospital representatives on this assessment rate change, and they support the increase. This temporary rule is being filed in order to implement the rate change until a permanent rule can be filed.

## STATEMENT OF NEED AND JUSTIFICATION

The temporary amendment of OAR 410-050-0861

In the Matter of

The Oregon Health Authority uses caseload forecast and budget projections to model the hospital assessment revenue needed for health services. Please contact Roger Staples at [roger.staples@state.or.us](mailto:roger.staples@state.or.us) for copies of these budget documents.

Documents Relied Upon, and where they are available

The Division needs to amend OAR 410-050-0861, effective July 1, 2017, to change the hospital assessment rate from 5.30 percent to 6.00 percent. According to the statutes, the director of the Oregon Health Authority is authorized to impose an assessment rate that is the best estimate to generate the revenue needed to cover authorized Oregon Health Plan expenditures. The proposed change is based on client caseload forecasts and expenditures projected for the 2017-19 biennium. The Oregon Health Authority has consulted with hospital representatives on this assessment rate change, and they support the increase. This temporary rule is being filed in order to implement the rate change until a permanent rule can be filed.

Need for the Temporary Rule(s)

The temporary rulemaking process is required to ensure that assessment collections beginning July 1, 2017, generate the appropriate amount of revenue needed to fund projected health services. The Oregon Health Authority (Authority) finds that failure to act promptly will result in serious prejudice to the public interest, the Authority, and clients. The permanent administrative rule process requires more time to complete than available in this instance.

Justification of Temporary Rules



Chris Norman

6/29/17

Authorized Signer

Printed Name

Date

Authorization Page replaces the ink signature on paper filings. Have your authorized signer sign and date, then scan and attach it to your

Secretary of State  
**STATEMENT OF NEED AND JUSTIFICATION**  
A Certificate and Order for Filing Temporary Administrative Rules accompanies this form.

Oregon Health Authority (Authority)	Health Systems Division (Division)	410
Agency and Division		Administrative Rules Chapter Number

Hospital Assessment Rate Increase

Rule Caption: (Not more than 15 words that reasonably identify the subject matter of the agency's intended action.)

In the Matter of: The temporary amendment of OAR 410-050-0861

Statutory Authority: ORS 413.042

Other Authority:

Stats. Implemented: Sections 1 through 14, Chapter 736, Oregon Laws 2003, as amended by sections 1 through 14, Chapter 736, Oregon Laws 2003, sections 1 through 2, Chapter 757, Oregon Laws 2005, sections 1 through 6, Chapter 780, Oregon Laws 2007, section 49 through 54, Chapter 828, Oregon Laws 2009, sections 17 through 23, Chapter 867, Oregon Laws 2009, and sections 2 through 10, Chapter 608, Oregon Laws 2013, section 2, Chapter 16, Oregon Laws 2015, and section 27, House Bill 2391, 2017 Regular Session.

Need for the Temporary Rule(s): The Division needs to amend OAR 410-050-0861, effective July 1, 2017, to change the hospital assessment rate from 5.30 percent to 6.00 percent. According to the statutes, the director of the Oregon Health Authority is authorized to impose an assessment rate that is the best estimate to generate the revenue needed to cover authorized Oregon Health Plan expenditures. The proposed change is based on client caseload forecasts and expenditures projected for the 2017-19 biennium. The Oregon Health Authority has consulted with hospital representatives on this assessment rate change, and they support the increase. This temporary rule is being filed in order to implement the rate change until a permanent rule can be filed.

Documents relied upon, and where they are available: The Oregon Health Authority uses caseload forecast and budget projections to model the hospital assessment revenue needed for health services. Please contact Roger Staples at [roger.staples@state.or.us](mailto:roger.staples@state.or.us) for copies of these budget documents.

Justification of Temporary Rule(s): The temporary rulemaking process is required to ensure that assessment collections beginning July 1, 2017, generate the appropriate amount of revenue needed to fund projected health services. The Oregon Health Authority (Authority) finds that failure to act promptly will result in serious prejudice to the public interest, the Authority, and clients. The permanent administrative rule process requires more time to complete than available in this instance.



Chris Norman

4/29/17

Authorized Signer

Printed name

Date

Administrative Rules Unit, Archives Division, Secretary of State, 800 Summer Street NE, Salem, Oregon 97310. ARC 945-2005

**410-050-0861**

**Assessment Rate**

(1) The assessment rate for the period beginning January 1, 2005, and ending June 30, 2006, is .68 percent.

(2) The assessment rate for the period beginning July 1, 2006, and ending December 31, 2007, is .82 percent.

(3) The assessment rate for the period beginning January 1, 2008, and ending June 30, 2009, is .63 percent.

(4) The assessment rate for the period of January 1, 2008 through June 30, 2009 does not apply to the period beginning July 1, 2009.

(5) The assessment rate for the period beginning July 1, 2009, and ending September 30, 2009, is .15 percent.

(6) The assessment rate for the period beginning October 1, 2009, and ending June 30, 2010, is 2.8 percent.

(7) The assessment rate for the period beginning July 1, 2010, and ending June 30, 2011, is 2.32 percent.

(8) The assessment rate for the period beginning July 1, 2011, and ending September 30, 2011, is 5.25 percent.

(9) The assessment rate for the period beginning October 1, 2011, and ending December 31, 2011, is 5.08 percent.

(10) The assessment rate for the period beginning January 1, 2012, and ending March 31, 2013, is 4.32 percent.

(11) The assessment rate for the period beginning April 1, 2013, and ending September 30, 2014, is 5.30 percent.

(12) The assessment rate for the period beginning October 1, 2014, and ending March 31, 2016, is 5.80 percent.

(13) The assessment rate for the period beginning April 1, 2016, and ending June 30, 2017, is 5.30 percent.

(14) The assessment rate for the period beginning July 1, 2017, is 6.00 percent.

Stat. Auth.: ORS 413.042

Stats. Implemented: 2015 HB 2395