

Secretary of State
NOTICE OF PROPOSED RULEMAKING HEARING*
A Statement of Need and Fiscal Impact accompanies this form.

Oregon Health Authority, Division of Medical Assistance Programs (Division)	410	
Agency and Division	Administrative Rules Chapter Number	
Sandy Cafourek	500 Summer St Ne, Salem, OR 97301	503-945-6430
Rules Coordinator	Address	Telephone

RULE CAPTION

Adopts OAR 410-136-3010 Regarding the Relationship of Coordinated Care Organizations and Non-Emergent Medical Transportation

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

June 17, 2014	10:30 a.m.	500 Summer St NE, Salem, OR 97301, Room 137B	Sandy Cafourek
Hearing Date	Time	Location	Hearings Officer

Auxiliary aids for persons with disabilities are available upon advance request.

RULEMAKING ACTION

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing.
ADOPT: 410-136-3010

AMEND:

REPEAL:

RENUMBER:

AMEND & RENUMBER:

Stat. Auth. : ORS 413.042

Other Auth.:

Stats. Implemented: ORS 413.042, 414.065

RULE SUMMARY

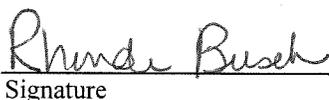
This rule delineates under what circumstance a Coordinated Care Organization is responsible for providing non-emergent medical transportation (NEMT) benefits to an Oregon Health Plan recipient.

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing the negative economic impact of the rule on business.

June 20, 2014 by 5:00 p.m.

dmap.rules@state.or.us

Last Day for Public Comment (Last day to submit written comments to the Rules Coordinator)


Signature

Rhonda Busek
Printed name

4-30-14
Date

*Hearing Notices published in the Oregon Bulletin must be submitted by 5:00 p.m. on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, upon which the deadline is 5:00 p.m. the preceding workday. ARC 920-2005

STATEMENT OF NEED AND FISCAL IMPACT

A Notice of Proposed Rulemaking Hearing or a Notice of Proposed Rulemaking accompanies this form.

Oregon Health Authority

410

Agency and Division

Administrative Rules Chapter Number

Adopts OAR 410-136-3010 Regarding the Relationship of Coordinated Care Organizations and Non-Emergent Medical Transportation

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

In the Matter of: The adoption of OAR 410-136-3010.

Statutory Authority: ORS 413.042

Other Authority:

Stats. Implemented: ORS 413.042

Need for the Rule(s):

The Division needs to create this rule to incorporate language related to "ORS 414.067-Coordinated care organization assumption of costs; reports to Legislative Assembly. (1) If the Oregon Health Authority or the Department of Human Services requires a coordinated care organization to provide a service paid for out of the organization's global budget that was previously reimbursed by the authority or the department on a fee-for-service basis . . ."

Documents Relied Upon, and where they are available: Centers for Medicaid and Medicare Services Amended Waiver List and Expenditure Authority NUMBER: 21-W-00013/10 and 11-W-00160/10 (Attachment F).

Fiscal and Economic Impact:

The funding source for these services will shift from OHP fee-for-service funds to OHP CCO global budget funds allowing for CCO budgetary requirements to be imposed on these program elements. It is expected that a cost savings will be derived through the CCO management of these program elements.

Statement of Cost of Compliance:

1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):

The Division does not anticipate fiscal impacts on other state agencies, units of local government, or the public.

2. Cost of compliance effect on small business (ORS 183.336):

a. Estimate the number of small businesses and types of business and industries with small businesses subject to the rule:

The types of small businesses include specialty groups and community-based transportation providers. The Division does not keep data on which providers are part of a larger corporation; therefore the Division is unable to estimate the number of small businesses that are subject to the rules. The Division does not anticipate a direct or indirect effect on small businesses.

b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:

None.

c. Equipment, supplies, labor, and increased administration required for compliance: None.

How were small businesses involved in the development of this rule? Small businesses were invited to participate in the RAC meeting process.

Administrative Rule Advisory Committee consulted?: Yes. The RAC met on 3/10/14, 3/19/14, 3/31/14, and 4/10/14.

If not, why?:

Phonda Busel

Signature

Phonda Busel

Printed name

4-30-14

Date

410-136-3010

Coordinated Care Organizations

(1) The Authority contracts with Coordinated Care Organizations (CCOs) to provide medical services for members of Division of Medical Assistance Programs (Division), Title XIX, and Title XXI services for the purpose of providing integrated and coordinated care services across physical health, dental health, and non-emergent medical transportation (NEMT). See also OAR chapter 410, division 120 (General Rules) and division 141 (Oregon Health Plan rules) for definitions and responsibilities and OAR 410-120-1210(4) (Division of Medical Assistance Programs and Delivery Systems) for a description of how members receive services through CCOs.

(2) When the Authority provides a CCO with a global budget that includes funds to provide NEMT services for its members, the CCO shall provide NEMT services to its members.

(3) The Authority may not pay for services a CCO covers for its members. Reimbursement is a matter between the CCO and its transportation providers.

(4) For members enrolled in a CCO, all transportation services must be coordinated through the member's CCO or the CCO's designated transportation provider, if any, prior to receiving services.

Stat. Auth.: ORS 413.042 and 414.625

Stats. Implemented: ORS 414.625