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HB 2424

Brief summary

Permits attending physician or authorized nurse practitioner to refer worker for treatment by chiropractic physician that is not a member of a managed care organization (MCO) under specific circumstances.

Analysis

What the law currently does

Current law allows a worker enrolled in an MCO to bring along their chiropractic physician who is not a member of the MCO as their attending physician, if the chiropractic physician: 1) has a documented history of treatment; 2) agrees to comply with the MCO treatment standards and protocols; and 3) agrees to refer the worker to the MCO for specialized care.

Current law requires the MCO attending physician to refer an enrolled worker to a providers who are members of the MCO for all treatment. An enrolled worker may not bring along a chiropractic physician who is not a member of the MCO unless the chiropractic physician is the worker's attending physician.

What will change if the bill is enacted

Come along status will no longer be restricted to chiropractic physicians acting as the worker's attending physician. An MCO may grant come along status to any chiropractic physician who is not a member of the MCO to provide treatment. This would allow a worker's MCO attending physician to refer a worker for treatment by a chiropractic physician who is not a member of the MCO if:

- The worker has a documented history of treatment with the chiropractic physician;
- The chiropractic physician agrees to comply with the rules, terms, and conditions for providing services that the MCO provides; and
- The MCO's utilization review process determines that the treatment is medically appropriate.

Likely impacts, results, or consequences if the bill is enacted

- Impact on worker: It would allow a worker to receive ancillary chiropractic care from a chiropractic physician who is not a member of the MCO but with whom the worker has a documented history of treatment.
- Impact on provider: It would allow chiropractic physicians who are not members of the MCO to treat enrolled workers who have a documented history of treatment without assuming the role of attending physician.
- Impact on MCOs: It would require the MCO to verify that the chiropractic physician qualifies as a come along provider.

Questions/relevant information for the bill sponsor or primary proponent

Page 2, Line 27: It is not clear what the purpose is of replacing “it” with “the care or service.” This change seems to alter the meaning of ORS 656.260(4)(d)(C); “it” refers to the *quality* of the care or service, not the care or service.

Legislative history

Has this bill been introduced in a prior session?

No Yes Years Bill numbers

Does this bill amend current state or federal law or programs?

No Yes Specify ORS 656.245 and 656.260

Is this bill related to a legal decision?

No Yes Case citation, AG opinion, date, etc.

Should another DCBS division review this measure?

No Yes Divisions

Other impacts

Does this bill have a fiscal impact to DCBS?

No Yes Unknown Explain

Does this bill have an economic impact to stakeholders?

No Yes Unknown Explain There may be costs to MCOs to process come-along requests

Sponsors

=Interim House Business and Labor Committee

Possible interested stakeholders

Medical service providers, workers, MCOs, insurers.

Public policy topics

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| <input type="checkbox"/> Agency operations | <input type="checkbox"/> Other lines of insurance |
| <input type="checkbox"/> Building codes | <input type="checkbox"/> Prescription drugs |
| <input type="checkbox"/> Financial institutions and lending | <input type="checkbox"/> Property and casualty insurance |
| <input type="checkbox"/> Health insurance | <input type="checkbox"/> Public records/public meetings law |
| <input type="checkbox"/> Involvement with other agencies | <input type="checkbox"/> Rulemaking |
| <input type="checkbox"/> Licensure | <input type="checkbox"/> Securities |
| <input type="checkbox"/> Manufactured structures | <input type="checkbox"/> Task force/reports |
| <input type="checkbox"/> MLAC legislative review | <input type="checkbox"/> Worker safety |
| <input type="checkbox"/> New program | <input checked="" type="checkbox"/> Workers' compensation system |
| <input type="checkbox"/> Nondepository programs | <input type="checkbox"/> Other |