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**TEMPORARY ADMINISTRATIVE ORDER**  
INCLUDING STATEMENT OF NEED & JUSTIFICATION

**DMAP 44-2022**

CHAPTER 410  
OREGON HEALTH AUTHORITY  
HEALTH SYSTEMS DIVISION: MEDICAL ASSISTANCE PROGRAMS

**FILED**

03/29/2022 9:12 AM  
ARCHIVES DIVISION  
SECRETARY OF STATE  
& LEGISLATIVE COUNSEL

FILING CAPTION: Additional 12 Months Dental Benefits Added During Post-Partum Pregnancy.

EFFECTIVE DATE: 04/01/2022 THROUGH 09/27/2022

AGENCY APPROVED DATE: 03/28/2022

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Filed By:  
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NEED FOR THE RULE(S):

OHP additional dental benefits, including periodontal, crowns, root canals, apexification, and alveoplasty are limited to the timeframe during pregnancy. effective 4/1/2022, Section 9812 of the American Rescue Plan Act of 2021 (ARPA) allows states to extend pregnancy benefits to individuals for 12-months following the end of pregnancy. Oregon chose to extend pregnancy benefits during the 2022 legislative short session.

JUSTIFICATION OF TEMPORARY FILING:

Regulatory changes made to Medicaid benefits impact patient safety, OHA budget, and provider payments. All Oregon Administrative Rules must align with changes made on the federal and state level.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

HB 5202 (2022) Oregon Legislative Session  
<https://olis.oregonlegislature.gov/liz/2022R1/Downloads/CommitteeMeetingDocument/254578>  
OAR 410-200-0135 current Temp rule filing, effective 4/1/2022.  
Policy announcement: <https://www.oregon.gov/oha/HSD/OHP/Tools/OHP-Supplemental-Benefits.pdf>

AMEND: 410-123-1510

RULE SUMMARY: Beginning April 1, 2022, additional dental care benefits for pregnant individuals will continue 12 months following the end of the pregnancy.

CHANGES TO RULE:

410-123-1510  
Additional Dental Care Benefits for Pregnant Individuals ¶¶

- (1) This rule sets forth the access standards for dental care for pregnant individuals who receive Oregon Health Plan (OHP) benefits through the fee-for-service (FFS) delivery system.¶¶
- (2) Pregnant clients shall be seen, treated in person or via teledentistry for an OHP-covered service within the

following time frames:¶¶

(a) For emergency dental care: within 24 hours;¶¶

(b) For urgent dental care: within one week.¶¶

(c) For routine dental care: within four weeks, unless there is a documented special clinical reason that would make access longer than four weeks appropriate;¶¶

(d) For initial dental screening or examination: four weeks.¶¶

(3) Additional Dental Services are available to pregnant individuals if authorized as medically/Dentally Necessary due to the pregnancy. Additional services include:¶¶

(a) Additional prophylaxis, fluoride and periodontal services;¶¶

(b) Permanent crowns and resin-based composite crowns for anterior teeth;¶¶

(c) Prefabricated post and core;¶¶

(d) Root canals on first molars;¶¶

(e) Apexification/recalcification, pulpal regeneration;¶¶

(f) Alveoplasty not in conjunction with extractions.¶¶

(4) Nothing in this rule obligates a pregnant individual who receives dental care through the FFS delivery system to accept an offered appointment.¶¶

(5) Beginning April 1, 2022, additional dental care benefits for pregnant individuals will continue 12 months following the end of the pregnancy.

Statutory/Other Authority: ORS 413.042, 414.065

Statutes/Other Implemented: ORS 414.065