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TOBIAS READ
SECRETARY OF STATE

MICHAEL KAPLAN
DEPUTY SECRETARY OF STATE

ARCHIVES DIVISION
STEPHANIE CLARK
DIRECTOR

800 SUMMER STREET NE
SALEM, OR 97310
503-373-0701

PERMANENT ADMINISTRATIVE ORDER

DMAP 29-2026

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

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ARCHIVES DIVISION SECRETARY OF STATE & LEGISLATIVE COUNSEL

FILING CAPTION: Requires Board Registered Associates work in organizations with a Certificate of Approval to bill Medicaid

EFFECTIVE DATE: 07/01/2026

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CONTACT:
Amy Gordin
503-979-8907
medicaid.rules@oha.oregon.gov
500 Summer St. NE
Salem, OR 97301

Filed By:
Brenna Bird
Rules Coordinator

AMEND: 410-172-0660

NOTICE FILED DATE: 04/30/2026

RULE SUMMARY: Requires Board Registered Associates to work in organizations with a Certificate of Approval from the Behavioral Health Division to bill Medicaid. These changes also address outdated language and rule references.

CHANGES TO RULE:

410-172-0660
Rehabilitative Behavioral Health Services ¶

(1) Rehabilitative ~~b~~Behavioral ~~h~~Health ~~s~~Services~~.~~/means/the medical or remedial services recommended by a licensed medical practitioner or other licensed ~~p~~Practitioner ~~to reduce impairment to an~~/of the Healing Arts as defined in OAR 410-120-0000/for individual~~'~~s experiencing impaired functioning associated with the symptoms of a mental disorder or substance use disorder and are ~~intended to~~provided for the purpose of reducing the impairment and restor~~e~~ing functioning to the highest degree possible. ¶
(2) Remedial rehabilitative behavioral health services shall be recommended by a~~.~~/physician/licensed by the Oregon Medical Board or a/licensed ~~p~~Practitioner of the ~~h~~Healing ~~a~~Arts as de~~scrib~~fined in ~~parts 4(c-h) and 5(a-d) within the scope of their practice under state law.~~OAR 410-120-0000 and section 5(a and b) of this rule. ¶

(3)-/Rehabilitative behavioral health services that include the provision of medical services shall be recommended by and provided under ongoing oversight of a licensed medical practitioner as described in ~~part 4(a-b) of this rule within the scope of their practice under state law.~~/section/4(a or b) of this rule. ¶
(4) Rendering providers of rehabilitative behavioral health services shall meet one of the following qualifications: ¶
(a) Physician or Physician Associate-/licensed ~~in~~by the ~~State of Oregon;~~Oregon Medical Board; ¶
(b) Advanced Practice Registered Nurse, including Clinical Nurse Specialist and ~~Certified~~ Nurse Practitioner licensed by the Oregon Board of Nursing; ¶
(c) Psychologist licensed by the Oregon Board of Psychology; ¶
(d)-/Licensed/Professional Counselor ~~or~~ /(LPC)/or/Licensed/Marriage and Family Therapist-/(LMFT)/licensed by the Oregon Board of Licensed Professional Counselors and Therapists; ¶
(e)-/Licensed/Clinical Social Worker-/(LCSW)/licensed by the Oregon Board of Licensed Social Workers; ¶
(f) Licensed-/Master-'s/Social Worker-/(LMSW)/licensed by the Oregon Board of Licensed Social Workers as described in OAR 877-015-0105; ¶
(g) Licensed Psychologist Associate granted independent status-/by the Oregon Boards of Psychology/as described in OAR 858-010-0039; ¶
(h) Licensed Occupational Therapist licensed by the Oregon Occupational Therapy Licensing-/Board; ¶
(i)-/Organizational ~~c~~Provider as defined in ORS 430.637 that holds a current Certificate-/of ~~a~~/Approval ~~issued by the Health Systems Division (Division) as described in OAR 309-012-0130 through 309-012-0220.¶~~
~~(5) Board registered intern providers shall be supervised by a provider a~~/for outpatient treatment services/issued by OHA's/Behavioral Health Division/(BHD)/as described in OAR/chapter/309, Behavioral Health Services, division 008. ¶
(5) Effective July 1, 2027: The Associates/licensed or registered by one of the licensing boards ide~~scrib~~ntified in section (~~4~~)(~~c-e~~b) of this ~~rule under an active board approved plan of practice and super~~section (5) may be/rendering/rehabilitative behavioral health services if the Associate: ¶
(a) Is employed by or contracted with an organization that is certified by OHA/in accordance OAR/chapter/309, Behavioral Health Services, division 008 and meet ~~one of the following qualifications:¶~~
~~(a) Psychologist Associate Residents as described in OAR 858-010-0037;¶~~
~~(b) Licensed Psychologist Associate under continued supervision as described in OAR 858-010-0038;¶~~
~~(c) Licensed Professional Counselor intern or~~ the qualifications for any one of the following provider types: ¶
(b) Has been issued a certificate of approval (COA) by the OHA/in accordance with/OAR/chapter 309, Behavioral Health Services, division 008, and meet the qualifications for/any one of the following provider types: ¶
(A) Professional Counselor/Associates/registered with the Oregon Board of Licensed Professional Counselors and Therapists as described in OAR/chapter/833, Mental Health Regulatory Agency, division 50; ¶
(B)/Marriage and Family-/Therapist ~~intern~~ /Associate/registered with the Oregon Board of Licensed Professional Counselors and Therapists as described in OAR ~~833-050-0011;~~/chapter 833, Mental Health Regulatory Agency, division/50;/or ¶
(~~d~~C) Certifi~~cate of~~ ed/Clinical Social Work Associate issued by the Oregon Board of Licensed Social Workers as described in OAR ~~877-020-0009;¶~~
~~(e) Registered bachelor of social work issued by the Oregon Board of Licensed Social Workers as described in OAR 877-015-0105.~~/chapter/877, Board of Licensed Social Workers, division/20. ¶
(~~6~~c) ~~Providers exempt from licensure or registration per ORS 675.090(f), 675.523(3), or 675.825(c) shall be employed by or contracted with a provider organization certified by the Authority under ORS 430.610 to 430.695 as described in (4)(i~~Nothing in this section shall be read to require a COA when one of the exceptions/identified/in section (10) of this rule is met. ¶
(6)/Mental Health/Interns may provide rehabilitative behavioral health services when the Intern: ¶
(a) Is under the supervision of one of the licensed provider types/identified/in section (4) (c-e) of this rule; and ~~meet one of the following qualificat~~¶
(b) Has submitted a collaborative agreement between school and provider. ¶
(7) The following providers are required to be employed by a provider organization certified by OHA's Behavioral Health Divisio~~n~~s: ¶
(a) Qualified mental health professional ~~as defined in OAR 309-019-0125(8);~~or a/qualified/mental/health/practitioner/(QMHP)/as defined in OAR chapter/309,/Behavioral Health Services, division/ 019; ¶
(b) Qualified mental health associate (QMHA)/as defined in OAR ~~309-019-0125(7);¶~~
~~(c) Mental health intern~~ chapter/309,/Behavioral Health Services, division/019; ¶
(c) /Peer-Support Specialist (PSS), Peer Wellness Specialist (PSW),and Youth Support Specialist (YSS) or Family Support Specialist/(FSS), as each are defined in OAR Chapter 950, Equity and Inclusion Division, division 060 or Certified Recovery Mentor/(CRM)/as defined in OAR 309-0~~19~~83-0010~~5; or¶~~
~~(d) Peer-Support Specialist as de~~/ chapter/950,/Equity and Inclusion Division, division/060; ¶

(d) Certified/alcohol and/drug/counselors (CADC)/certified by the Mental Health & Addiction Certification Board of Oregon (MHACBO); ¶
(e) Certifi~~n~~ed ~~in OAR 950-060-0010~~.gambling/addiction/counselors (CGAC) certified by MHACBO; and ¶
(f) Effective 7/1/2027 Board Registered Behavioral Health Associates, unless exempt under section (10) of this rule. ¶
(~~7~~8) In addition to meeting the provider requirements described in this rule, providers of Assertive Community Treatment (ACT) services shall be certified as a fidelity ACT team by the ~~Division or its designee as described in OAR 309-019-0100.~~/BHD/as described in OAR/chapter/309,/Behavioral Health Services, division/019. ¶
(~~8~~9) In addition to meeting the provider requirements described in this rule, providers of ~~Supported Employment or Supported Education services shall be certified by the division or its designee as described in OAR 309-019-0100~~/Individual Placement and Supports (IPS)/Supported Employment/Services as defined in OAR 309-019-0270 must be certified/as a fidelity program/by the/BHD/or its designee as described in OAR/chapter/309,/Behavioral Health Services, division/019. ¶
(10)/Notwithstanding/any other provisions of this rule, a/COA is not/required/for billing Medicaid when/provider/described/in section (5)/works/in the following settings: ¶
(a) Clinics/recognized by Health Resource Service Administration (HRSA) as federally supported safety-net/clinics. These federally supported safety net clinics may include support from HRSA itself as well as other federal regulatory agencies or programs, including, without limitation, Federally Qualified Health Centers (FQHC)/and/Rural Health Clinics/(RHC) as defined in OAR 410-147-0000. ¶
(b)/An Indian Health Care Provider,/as defined in OAR 410-120-0000; ¶
(c) State-certified School-Based Health Centers (SBHCs) as defined/in ORS 413.223; ¶
(d) Higher Education settings that offer degrees, certificates, or workforce training and which may include two-year community colleges, four-year public universities, and career or trades schools; ¶
(e)/Education/Agencies/(EA)/as defined/in OAR 410-133-0040, when: ¶
(A)/Services are provided in compliance with School-Based Health Services/(SBHS) as described OAR/chapter 410, Medical Assistance Programs,/division 133;/and ¶
(B)/The EA/employs/a supervisory-level, as defined in OAR 410-133-0040, behavioral health provider/to/provide direct supervision/for employed/board-registered behavioral health associates. ¶
(f) Psychologist/Residents as described in/ORS 675.030(2); ¶
(g) Licensed Psychologist Associate under continued supervision as described in/Oregon Laws 2021, chapter 211, section 2.
Statutory/Other Authority: ORS 413.042, 430.640
Statutes/Other Implemented: ORS 413.042, 414.025, 414.065, 430.640, 430.705, 430.715