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TEMPORARY ADMINISTRATIVE ORDER INCLUDING STATEMENT OF NEED & JUSTIFICATION

DMAP 49-2025

CHAPTER 410

OREGON HEALTH AUTHORITY

HEALTH SYSTEMS DIVISION: MEDICAL ASSISTANCE PROGRAMS

FILED

06/10/2025 9:40 AM

ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: OHP Bridge Health Program to align annual income limits for this program with federal regulations

EFFECTIVE DATE: 06/10/2025 THROUGH 12/06/2025

AGENCY APPROVED DATE: 06/09/2025

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NEED FOR THE RULE(S):

Federal regulations require the annual income of an applicant to be between 133 percent and up to and included 200 percent of the federal poverty level (FPL). The current rule does not include the lower threshold level of 133 percent. The rule revision will add this lower income threshold.

JUSTIFICATION OF TEMPORARY FILING:

1. Federal regulations do not allow an individual with annual income lower than 133 percent to be eligible for the OHP Bridge – Basic Health Program. Failure to adopt this amendment on the effective date will result in state general funds being expended to cover individuals with annual income below this threshold.
2. Without a rule amendment, OHA general funds are being used to cover individuals who are incorrectly being determined eligible for the OHP Bridge – Basic Health Program. Because of this, all other services that rely on general funds and individuals accessing those services are impacted.
3. If the rule amendment is not filed, the state will need to continue paying general fund dollars to cover individuals determined eligible for the OHP Bridge – Basic Health Program with annual income lower than 133 percent.
4. Amending the rule to include a lower annual income threshold will ensure compliance with federal regulations and ensure individuals are not incorrectly determined eligible.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

42 CFR 600.305(a)(2)

AMEND: 410-200-0438

RULE SUMMARY: This rule describes the specific eligibility requirements for OHP Bridge – Basic Health Program

CHANGES TO RULE:

410-200-0438

Specific Requirements: OHP Bridge - Basic Health Program

In addition to the general requirements applicable to OHP Bridge - Basic Health Program set forth in this Division 200, this rule describes specific eligibility requirements for OHP Bridge - Basic Health Program.¶

(1) OHP Bridge - Basic Health Program is effective on July 1, 2024.¶

(2) To be eligible for OHP Bridge - Basic Health Program an individual must:¶

(a) Be age 19 or older and under age 65;¶

(b) Have, as required under OAR 410-200-0315, monthly MAGI-based income which exceeds 133 percent of the federal poverty level (FPL) for the applicable family size; have annual household income for the applicable family size between 133 percent and up to and including 200 percent FPL for the coverage year being requested; and-¶

(c) Meet citizenship status requirements outlined in OAR 410-200-0215(1), or non-citizen status requirements outlined in OAR 410-200-0215(5).¶

(3) Even if an individual meets the requirements in section (2) of this rule, the individual shall not be eligible for OHP Bridge - Basic Health Program if they:¶

(a) Are enrolled in Medicare benefits under part A or B of Title XVIII of the Act; or¶

(b) Are receiving other healthcare coverage that qualifies as Minimum Essential Coverage as defined in OAR 410-200-0015(55), unless that coverage is an Insurance Affordability Program as defined in OAR 410-200-0015(50); or¶

(c) Are able to access affordable coverage as described in section 36B(c)(2)(C)(i)(II) of the IRS Code and 26 CFR section 1.36B-2(c)(3)(v)(A)(1). The required contribution percentage is indexed annually under section 26 U.S.C. 36B(c)(2)(C)(iv); or¶

(d) Are receiving Supplemental Security Income (SSI) benefits.¶

(4) OHP Bridge - Basic Health Program eligibility is re-evaluated every twelve (12) months.¶

(5) An individual who is approved for OHP Bridge - Basic Health Program coverage is entitled to twelve (12) months of coverage provided they continue to meet non-financial eligibility criteria. Once approved, an individual's OHP Bridge - Basic Health Program coverage shall not be terminated during a twelve (12) month eligibility period due to an increase of countable income.

Statutory/Other Authority: ORS 411.402, 411.404, 413.042, 414.241, 414.534, 42 CFR 433.138, 433.145-433.148, 435.3-435.4, 435.110, 435.115-435.119, 435.190, 435.222, 435.403, 435.406-435.407, 435.608, 435.610, 435.916-435.917, 435.940, 435.952, 435.956, 435.1008, 435.1200, 435.1205, 447.56, 457.80, 457.320, 457.340, 457.350, 457.360, 457.380, 457.805, 458.350, 435.112, 435.170, 42 CFR 600

Statutes/Other Implemented: ORS 411.402, 411.404, 414.241, ORS 411.060, 411.406, 411.439, 411.443, 413.032, 413.038, 414.025, 414.231, 414.440, 414.534, 414.536, 414.706, 411.095, 411.400