

# House Bill 2916

Sponsored by Representative NOSSE (at the request of Rob Bodner)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Provides that specification or calculation of amount provider must charge person who receives personal injury protection benefits, or person's insurer, may not consider discounts that provider allows in individual cases for personal or financial hardship, for prompt payment or for payment at time person receives services from provider.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to a provider's charges for services to persons with personal injury protection benefits;  
3 creating new provisions; amending ORS 742.525; and declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 742.525 is amended to read:

6 742.525. (1)(a) Except as provided in **paragraph (b) of this subsection and** subsection (2) of  
7 this section, a provider shall charge a person who receives personal injury protection benefits or  
8 that person's insurer the lesser of:

9 [(a)] **(A)** An amount that does not exceed the amount the provider charges the general public;

10 or

11 [(b)] **(B)** An amount that does not exceed the fee schedules for medical services published pur-  
12 suant to ORS 656.248 for expenses of medical, hospital, dental, surgical and prosthetic services.

13 **(b) A specification or calculation of the amount of a charge under paragraph (a) of this**  
14 **subsection may not take into consideration any discounts or adjustments the provider allows**  
15 **in individual cases for personal or financial hardship, for prompt payment or for payment**  
16 **at the time a person receives services from the provider.**

17 (2) For expenses of hospital services that are subject to the adjusted cost-to-charge ratio speci-  
18 fied for a hospital in the hospital fee schedule published pursuant to ORS 656.248, a provider of  
19 hospital services shall charge a person who receives personal injury protection benefits or that  
20 person's insurer the greater of:

21 (a) The amount of the hospital charges multiplied by the adjusted cost-to-charge ratio specified  
22 for the hospital; or

23 (b) Ninety percent of the hospital charges.

24 **SECTION 2. The amendments to ORS 742.525 by section 1 of this 2017 Act apply to a**  
25 **charge a provider makes on or after the effective date of this 2017 Act.**

26 **SECTION 3. This 2017 Act being necessary for the immediate preservation of the public**  
27 **peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect**  
28 **on its passage.**

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**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.  
New sections are in **boldfaced** type.