

# House Bill 3085

Sponsored by COMMITTEE ON HEALTH CARE (at the request of Senator Elizabeth Steiner Hayward)

## 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**.

Establishes Health Care Professional Training Fund. Requires Oregon Health Policy Board to establish criteria for disbursing moneys in fund as grants or loans to communities that submit plans for addressing health care professional workforce needs in communities and for expanding health care workforce in Oregon.

Imposes assessment on health insurers, Public Employees' Benefit Board, Oregon Educators Benefit Board and coordinated care organizations to provide funding for program.

## A BILL FOR AN ACT

1  
2 Relating to the health care workforce; and providing for revenue raising that requires approval by  
3 a three-fifths majority.

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

5 **SECTION 1. (1) The Health Care Professional Training Fund is established in the State**  
6 **Treasury, separate and distinct from the General Fund. The Health Care Professional**  
7 **Training Fund consists of moneys paid into the fund in accordance with sections 3, 5, 7 and**  
8 **9 of this 2017 Act. Moneys in the fund are continuously appropriated to the Oregon Health**  
9 **Policy Board and dedicated to supporting community efforts to expand the health care pro-**  
10 **fessional workforce available to the community's residents, which may include but is not**  
11 **limited to:**

12 (a) **Funding the start up costs for new health care professional training programs;**

13 (b) **Ensuring that individuals enrolled in health care professional training programs are**  
14 **adequately compensated;**

15 (c) **Making investments in health care professional training programs designed to expand**  
16 **the racial and ethnic diversity of Oregon's health care workforce;**

17 (d) **Expanding the health care workforce in medically underserved areas;**

18 (e) **Supplementing Medicare funding paid to hospitals for graduate medical education; and**

19 (f) **Providing financial incentives to faculty members in health care professional training**  
20 **programs and clinical preceptors.**

21 (2) **Interest earned by the Health Care Professional Training Fund shall be credited to**  
22 **the fund.**

23 (3) **Moneys in the Health Care Professional Training Fund at the end of a biennium are**  
24 **retained in the fund and do not revert to the General Fund.**

25 **SECTION 2. (1) The Oregon Health Policy Board shall, no less than every 12 months,**  
26 **assess the health care workforce needs in this state, including the health care workforce**  
27 **needed to address:**

28 (a) **The continuing expansion in commercial and publicly funded health care coverage;**

29 (b) **Health disparities among medically underserved populations; and**

**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.

1 (c) The need for health care professionals in rural communities.

2 (2) On the basis of the assessment, the board shall disburse moneys from the Health Care  
 3 Professional Training Fund established in section 1 of this 2017 Act to provide loans or grants  
 4 to support communities' plans for addressing the unmet health care professional workforce  
 5 needs in each community. The board shall establish criteria to ensure that the moneys sup-  
 6 port community plans that:

7 (a) Include a substantial financial investment by the community;

8 (b) Take into account the workforce assessment conducted under subsection (1) of this  
 9 section;

10 (c) Are designed to improve the access to health care by medical assistance recipients  
 11 and Medicare enrollees to the same extent that each plan improves access to health care by  
 12 the general population of the community; and

13 (d) Are sustainable over the long term.

14 (3) The criteria adopted by the board under subsection (2) of this section shall give pref-  
 15 erence to plans that expand the workforce of mental health providers and oral health care  
 16 providers in areas that are eligible for the rural tax credit in ORS 315.613.

17 (4) The Oregon Health Authority, under the supervision of the board, shall establish  
 18 standards, processes and procedures, in accordance with the criteria established by the board  
 19 under subsection (2) of this section, that are necessary to carry out sections 2 to 10 of this  
 20 2017 Act.

21 (5) Not later than September 30 of each year, the board shall report to the Joint Interim  
 22 Committee on Ways and Means, on:

23 (a) The amount of moneys deposited in the Health Care Professional Training Fund;

24 (b) The results of the board's assessment under subsection (1) of this section; and

25 (c) The amount and recipient of each disbursement and the purpose for which each dis-  
 26 bursement was made.

27 **SECTION 3.** (1) As used in this section and section 4 of this 2017 Act:

28 (a) "Health insurance" has the meaning given that term in ORS 731.162.

29 (b) "Insurer" means a:

30 (A) Person with a certificate of authority to transact insurance in this state that offers  
 31 health insurance for sale in this state;

32 (B) Third party administrator licensed under ORS 744.700 to 744.740;

33 (C) Health care service contractor as defined in ORS 750.005; and

34 (D) Multiple employer welfare arrangement as defined in ORS 750.301.

35 (2) No later than 45 days following the end of a calendar quarter, an insurer shall pay  
 36 an assessment to the Oregon Health Authority at the rate of one cent per day for each  
 37 Oregon resident who was enrolled in health insurance offered by the insurer during the  
 38 previous calendar quarter. The payment must be accompanied by a verified report, or any  
 39 other form prescribed by the authority, together with any information required by the au-  
 40 thority.

41 (3) The authority shall deposit the assessments collected under this section in the Health  
 42 Care Professional Training Fund established in section 1 of this 2017 Act.

43 (4) The assessment imposed under this section is in addition to and not in lieu of any tax,  
 44 surcharge or other assessment imposed on an insurer.

45 **SECTION 4.** (1) If an insurer fails to timely file a verified form or to pay an assessment

1 required under section 3 of this 2017 Act, the Oregon Health Authority may impose a penalty  
 2 of up to \$500 per day of delinquency. The total amount of penalties imposed under this sec-  
 3 tion for a calendar quarter may not exceed the assessment due for the calendar quarter.

4 (2) Any penalty imposed under this section is in addition to and not in lieu of the as-  
 5 sessment imposed under section 3 of this 2017 Act.

6 (3) All penalties recovered under this section shall be paid into the State Treasury and  
 7 credited to the General Fund and are available for general governmental expenses.

8 **SECTION 5.** (1) As used in this section:

9 (a) “Health benefit plan” means a benefit plan, as defined in ORS 243.105, that reimburses  
 10 the costs of health care and related services and supplies.

11 (b) “Insured” means an eligible employee or family member, as defined in ORS 243.105,  
 12 who is covered by a self-insured health benefit plan under ORS 243.105 to 243.285.

13 (2) No later than 45 days following the end of a calendar quarter, the Public Employees’  
 14 Benefit Board shall pay an assessment to the Oregon Health Authority at the rate of one  
 15 cent per day for each insured member who was enrolled in a self-insured health benefit plan  
 16 offered by the board during the previous calendar quarter. The payment must be accompa-  
 17 nied by a verified report, or other form prescribed by the authority, and any information  
 18 required by the authority.

19 (3) The authority shall deposit the assessments collected under this section in the Health  
 20 Care Professional Training Fund established in section 1 of this 2017 Act.

21 (4) The assessment imposed under this section is in addition to and not in lieu of any tax,  
 22 surcharge or other assessment imposed on the board.

23 **SECTION 6.** (1) If the Public Employees’ Benefit Board fails to timely file a verified form  
 24 or to pay an assessment required under section 5 of this 2017 Act, the Oregon Health Au-  
 25 thority may impose a penalty of up to \$500 per day of delinquency. The total amount of  
 26 penalties imposed under this section for a calendar quarter may not exceed the assessment  
 27 due for the calendar quarter.

28 (2) Any penalty imposed under this section is in addition to and not in lieu of the as-  
 29 sessment imposed under section 5 of this 2017 Act.

30 (3) All penalties recovered under this section shall be paid into the State Treasury and  
 31 credited to the General Fund and are available for general governmental expenses.

32 **SECTION 7.** (1) As used in this section:

33 (a) “Health benefit plan” means a benefit plan, as defined in ORS 243.860, that reimburses  
 34 the costs of health care and related services and supplies.

35 (b) “Insured” means an eligible employee or family member, as defined in ORS 243.860,  
 36 who is covered by a self-insured health benefit plan under ORS 243.860 to 243.286.

37 (2) No later than 45 days following the end of a calendar quarter, the Oregon Educators  
 38 Benefit Board shall pay an assessment to the Oregon Health Authority at the rate of one  
 39 cent per day for each insured member who was enrolled in a self-insured health benefit plan  
 40 offered by the board during the previous calendar quarter. The payment must be accompa-  
 41 nied by a verified report, or other form prescribed by the authority, and any information  
 42 required by the authority.

43 (3) The authority shall deposit the assessments collected under this section in the Health  
 44 Care Professional Training Fund established in section 1 of this 2017 Act.

45 (4) The assessment imposed under this section is in addition to and not in lieu of any tax,

1 surcharge or other assessment imposed on the board.

2 **SECTION 8.** (1) If the Oregon Educators Benefit Board fails to timely file a verified form  
3 or to pay an assessment required under section 7 of this 2017 Act, the Oregon Health Au-  
4 thority may impose a penalty of up to \$500 per day of delinquency. The total amount of  
5 penalties imposed under this section for a calendar quarter may not exceed the assessment  
6 due for the calendar quarter.

7 (2) Any penalty imposed under this section is in addition to and not in lieu of the as-  
8 sessment imposed under section 7 of this 2017 Act.

9 (3) All penalties recovered under this section shall be paid into the State Treasury and  
10 credited to the General Fund and are available for general governmental expenses.

11 **SECTION 9.** (1) As used in this section and section 10 of this 2017 Act, “coordinated care  
12 organization” has the meaning given that term in ORS 414.025.

13 (2) No later than 45 days following the end of a calendar quarter, a coordinated care or-  
14 ganization shall pay an assessment to the Oregon Health Authority at the rate of one cent  
15 per day for each member who was enrolled in the coordinated care organization during the  
16 previous calendar quarter. The payment must be accompanied by a verified report, or any  
17 other form prescribed by the authority, together with any information required by the au-  
18 thority.

19 (3) The authority shall deposit the assessments collected under this section in the Health  
20 Care Professional Training Fund established in section 1 of this 2017 Act.

21 (4) The assessment imposed under this section is in addition to and not in lieu of any tax,  
22 surcharge or other assessment imposed on a coordinated care organization.

23 **SECTION 10.** (1) If a coordinated care organization fails to timely file a verified form or  
24 to pay an assessment required under section 9 of this 2017 Act, the Oregon Health Authority  
25 may impose a penalty of up to \$500 per day of delinquency. The total amount of penalties  
26 imposed under this section for a calendar quarter may not exceed the assessment due for  
27 the calendar quarter.

28 (2) Any penalty imposed under this section is in addition to and not in lieu of the as-  
29 sessment imposed under section 9 of this 2017 Act.

30 (3) All penalties recovered under this section shall be paid into the State Treasury and  
31 credited to the General Fund and are available for general governmental expenses.

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