

SENATE AMENDMENTS TO SENATE BILL 179

By COMMITTEE ON HEALTH CARE

April 15

1 On page 1 of the printed bill, delete lines 4 through 28 and delete page 2 and insert:

2 **“SECTION 1. The Oregon Health Authority shall establish and administer, through fee-**
3 **for-service payment or through coordinated care organizations, a program to provide**
4 **palliative care services and support the provision of home- and community-based end of life**
5 **care. The authority shall adopt by rule eligibility requirements, provider qualifications, ser-**
6 **vices to be provided and rates of reimbursement, consistent with the following guidelines:**

7 **“(1) A patient shall qualify for palliative care if:**

8 **“(a) The patient has been diagnosed with a serious illness with a life limiting prognosis**
9 **of 24 months or less that negatively impacts the patient’s or caregiver’s quality of life;**

10 **“(b) Palliative care is ordered by a physician or primary health care provider; and**

11 **“(c) The patient may be at risk for frequent emergency department visits or frequent**
12 **hospitalizations.**

13 **“(2) The palliative care services must be provided by an interdisciplinary team of pro-**
14 **viders who are trained or certified in palliative care. A team must include:**

15 **“(a) A case manager who is a registered nurse under ORS 678.010 to 678.410;**

16 **“(b) A medical social worker; and**

17 **“(c) A physician or other primary health care provider.**

18 **“(3) The palliative care must be provided in the patient’s residence of choice, which may**
19 **include a long term care facility, as defined in ORS 442.015.**

20 **“(4) The services that must be provided, as determined by the team, include, but are not**
21 **limited to:**

22 **“(a) Palliative care assessment;**

23 **“(b) Advanced care planning including discussion regarding completion of a POLST, as**
24 **defined in ORS 127.663;**

25 **“(c) Case management and care coordination provided by a registered nurse under ORS**
26 **678.010 to 678.410;**

27 **“(d) Pain and symptom management;**

28 **“(e) Mental health and medical social work services;**

29 **“(f) Twenty-four hour clinical telephone support; and**

30 **“(g) Spiritual care services.**

31 **“(5) Providers of palliative care under this section must be reimbursed through agree-**
32 **ments with coordinated care organizations or by fee-for-service payment per episode of care**
33 **or through a mutually agreed upon payment structure.**

34 **“SECTION 2. (1) Section 1 of this 2019 Act becomes operative on the later of July 1, 2020,**
35 **or the date that the Centers for Medicare and Medicaid Services approves the implementa-**

1 **tion of section 1 of this 2019 Act.**

2 **“(2) The Oregon Health Authority shall immediately notify the Legislative Counsel if the**
3 **Centers for Medicare and Medicaid Services approves or disapproves, in whole or in part, the**
4 **implementation of section 1 of this 2019 Act.”.**

5 _____