

D R A F T

SUMMARY

Requires Department of Human Services to consult with Medicaid Advisory Committee regarding long term services and supports provided through programs administered by department.

Expands scope of Medicaid Advisory Committee to include advice to department on programs administered by department that provide long term services and supports.

Specifies that open meeting laws apply to advisory committees that make recommendations to department.

A BILL FOR AN ACT

1
2 Relating to committees that advise the Department of Human Services on
3 programs administered by the department; creating new provisions; and
4 amending ORS 414.211, 414.221 and 414.227.

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

6 **SECTION 1. (1) As used in ORS 414.211, 414.221 and this section,**
7 **“long term services and supports” means medical or personal care as-**
8 **sistance that is provided over periods of weeks, months or years,**
9 **through programs administered by the Department of Human Services**
10 **pursuant to ORS 410.070 and under ORS chapters 411, 427, 430, 441 and**
11 **443, to individuals who experience difficulty in completing self-care**
12 **tasks due to aging, chronic illness or disability.**

13 **(2) The department shall consult with the Medicaid Advisory Com-**
14 **mittee established under ORS 414.211 concerning the types and extent**
15 **of and standards for long term services and supports provided to sen-**
16 **iors and persons with disabilities in programs administered by the de-**
17 **partment pursuant to ORS 410.070 and under ORS chapters 411, 427,**

1 **430, 441 and 443.**

2 **SECTION 2.** ORS 414.211 is amended to read:

3 414.211. (1) There is established a Medicaid Advisory Committee consist-
4 ing of not more than 15 members appointed by the Governor.

5 (2) The committee shall be composed of:

6 (a) A physician licensed under ORS chapter 677;

7 (b) Two members of [*health care*] consumer groups that include **or advo-**
8 **cate for** Medicaid recipients;

9 (c) Two Medicaid recipients, one of whom shall be a person with a disa-
10 bility;

11 (d) The Director of the Oregon Health Authority or designee;

12 (e) The Director of Human Services or designee;

13 (f) Health care providers **and providers of long term services and**
14 **supports;**

15 (g) Persons associated with health care organizations, including but not
16 limited to coordinated care organizations under contract to the Medicaid
17 program;

18 **(h) Persons associated with organizations that:**

19 **(A) Provide long term services and supports to seniors or persons**
20 **with disabilities, including but not limited to area agencies, as defined**
21 **in ORS 410.040;**

22 **(B) Represent professionals and workers who provide long term**
23 **services and supports; or**

24 **(C) Advocate with policymakers on behalf of seniors or persons with**
25 **disabilities; and**

26 [*h*] **(i) Members of the general public.**

27 (3) In making appointments, the Governor shall consult with appropriate
28 professional and other interested organizations. All members appointed to
29 the committee shall be familiar with the medical **or long term** needs of low
30 income persons **enrolled in programs administered by the Oregon Health**
31 **Authority or the Department of Human Services.**

1 (4) The term of office for each member shall be two years, but each
2 member shall serve at the pleasure of the Governor.

3 (5) Members of the committee shall receive no compensation for their
4 services but, subject to any applicable state law, shall be allowed actual and
5 necessary travel expenses incurred in the performance of their duties from
6 the Oregon Health Authority Fund.

7 **SECTION 3.** ORS 414.221 is amended to read:

8 414.221. The Medicaid Advisory Committee shall advise the Director of
9 the Oregon Health Authority and the Director of Human Services on:

10 (1) Medical care, including mental health and alcohol and drug treatment
11 and remedial care to be provided under ORS chapter 414;

12 **(2) In-home and community-based long term services and supports**
13 **provided pursuant to ORS 410.070 and under ORS chapters 411, 427, 430,**
14 **441 and 443;** and

15 [(2)] **(3) The operation and administration of programs provided pursuant**
16 **to ORS 410.070 and under ORS [chapter] chapters 411, 414, 427, 430, 441**
17 **and 443.**

18 **SECTION 4.** ORS 414.227 is amended to read:

19 414.227. (1) ORS 192.610 to 192.690 apply to any meeting of an advisory
20 committee with the authority to make decisions for, conduct policy research
21 for or make recommendations to the Oregon Health Authority, the Oregon
22 Health Policy Board or the Department of Human Services on administration
23 or policy **pursuant to ORS 410.070 and under ORS chapters 411, 414, 427,**
24 **430, 441 and 443** related to the medical assistance program operated under
25 this chapter.

26 (2) Subsection (1) of this section applies only to advisory committee
27 meetings attended by two or more advisory committee members who are not
28 employed by a public body.

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