

HB 3592 STAFF MEASURE SUMMARY

House Committee On Rules

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Meeting Dates: 3/21

WHAT THE MEASURE DOES:

Requires general hospital licensed by Oregon Health Authority (OHA) to provide maternity services. Gives OHA authority to prescribe criteria by rule to exempt hospital from requirement, including conclusive determination that failure to provide maternity services or termination or limitation of maternity services would not adversely impact certain pregnant individuals and access to emergency medical services in the community. Allows OHA to request any records or data from hospital to consider exemption request. Declares emergency, effective on passage.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

ORS 442.860 established legislative findings and the intent of the state to have a comprehensive system of maternity care that includes prenatal, delivery, and postpartum care and that meets the needs of all pregnant individuals in the state, consistent with the 1993 plan titled "Comprehensive Perinatal Health Services: A Strategy Toward Universal Access to Care in Oregon."

ORS Chapter 441 establishes the requirements for the licensing and supervision of facilities and health maintenance organizations by the Oregon Health Authority (OHA), including the application, fees, factors to be considered in licensing, and the OHA application review and in-person site inspection of the health care facility.

On January 27, 2023, Legacy Health announced it would close the Mount Hood Family Birth Center as of March 17, 2023.

House Bill 3592 requires a general hospital licensed by the OHA to provide maternity services unless exempt under criteria adopted by rule.