

# House Bill 2537

Sponsored by Representative NOSSE; Representative DEXTER, Senator PATTERSON (Pre-session filed.)

## 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**.

Requires Oregon Health Authority and coordinated care organization to pay reasonable per diem rate for patient whose discharge from hospital is delayed due to circumstances beyond hospital's control.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

Relating to payments for inpatient stays; amending ORS 414.755; and declaring an emergency.

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

**SECTION 1.** ORS 414.755 is amended to read:

414.755. (1) The Oregon Health Authority shall establish fee-for-service reimbursement rates for inpatient hospital services provided by hospitals that receive Medicare reimbursement on the basis of diagnostic related groups *[as follows:]*

*[(1) For the period from October 1, 2009, through September 30, 2013, at the same rate paid by Medicare on the date of the service.]*

*[(2) For the period beginning October 1, 2013,] at a rate that is 70 percent of the rate paid by Medicare on the date of the service.*

**(2) The authority or a coordinated care organization shall pay a reasonable per diem rate to reimburse the cost of the portion of an inpatient stay for a patient enrolled in the medical assistance program when the patient no longer needs hospital care but the patient's discharge is delayed due to circumstances beyond the control of the hospital, including but not limited to the following reasons:**

**(a) The authority has delayed approving the patient's hospital stay;**

**(b) The patient is homeless;**

**(c) A community facility will not accept a transfer of the patient to the facility because of the patient's behavioral or complex care needs;**

**(d) Caregivers or other appropriate providers are unavailable; or**

**(e) The appropriate post-acute care setting does not have the capacity to accept the patient.**

**SECTION 2.** This 2023 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect on its passage.

**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.