

House Bill 3007

Sponsored by Representatives PHAM H, JAVADI, BYNUM; Senator PATTERSON (at the request of Healthy Teeth Bright Futures Coalition) (Presession 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**.

Directs Oregon Health Authority to establish Oral Health Advisory Committee and Office of Oral Health. Directs dental director to oversee office and to publish on website and submit to Legislative Assembly and other entities annual oral health summary surveillance report.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to oral health; creating new provisions; amending ORS 413.083; and prescribing an effective
3 date.

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

5 **SECTION 1. (1) The Oregon Health Authority shall establish an Oral Health Advisory**
6 **Committee. The advisory committee shall advise and make recommendations to the dental**
7 **director appointed by the authority, the authority, the Oregon Health Policy Board and other**
8 **health-related advisory committees, boards and commissions as the authority deems appro-**
9 **priate on matters related to public oral health in this state, including but not limited to**
10 **Medicaid and access to oral health services.**

11 **(2) The Oral Health Advisory Committee shall consist of at least seven and not more than**
12 **nine members, including but not limited to:**

13 **(a) A representative of a dental care organization, as defined in section 1, chapter 61,**
14 **Oregon Laws 2022;**

15 **(b) A dentist licensed under ORS chapter 679;**

16 **(c) A representative of a professional organization representing dentists;**

17 **(d) A representative of the Oregon Board of Dentistry;**

18 **(e) A representative of the oral health delivery system of one of the nine federally re-**
19 **cognized Indian tribes in this state;**

20 **(f) A representative of a federally qualified health center in this state; and**

21 **(g) A representative of a community-based program engaged in the delivery of public oral**
22 **health services.**

23 **(3) The dental director shall serve as an ex officio nonvoting member of the advisory**
24 **committee.**

25 **(4) The term of office of each member shall be three years, and a member may serve no**
26 **more than two consecutive terms.**

27 **(5) The advisory committee shall meet at least once each quarter. The advisory com-**
28 **mittee may meet at the request of the dental director and may meet as the members of the**
29 **advisory committee determine is necessary.**

30 **(6) The advisory committee shall adopt a mission statement and operating procedures.**

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 (7) The Office of Oral Health established in section 2 of this 2023 Act shall provide staff
 2 support to the advisory committee, and shall compensate members of the advisory commit-
 3 tee for the performance of work related to the advisory committee.

4 **SECTION 2.** (1) The Oregon Health Authority shall establish an Office of Oral Health
 5 within the authority to promote evidence-based oral health disease prevention and treatment
 6 in this state.

7 (2) The dental director appointed under ORS 413.083 shall oversee the office.

8 (3) The office may adopt rules as necessary to carry out this section and section 1 of this
 9 2023 Act.

10 **SECTION 3.** ORS 413.083 is amended to read:

11 413.083. (1) The Oregon Health Authority shall appoint a dental director who serves at the
 12 pleasure of the authority. **The dental director shall report to the Director of the Oregon Health**
 13 **Authority.** The authority may establish by rule additional qualifications for the dental director. The
 14 dental director **must be:**

15 (a) *[Must be]* A dentist licensed to practice under ORS chapter 679 **and in good standing with**
 16 **the Oregon Board of Dentistry; or**

17 (b) *[Must be]* **A dentist licensed to practice by and** in good standing with *[the Oregon Board*
 18 *of Dentistry or with]* the dental licensing board of another state, if the dental director is not licensed
 19 by the *[board; and]* **Oregon Board of Dentistry. If the dental director is a person described in**
 20 **this paragraph, the dental director shall, within six months of the date of appointment, apply**
 21 **to the board for a license to practice dentistry in this state.**

22 *[(c) Shall oversee programs operated by the authority that increase access to oral health services,*
 23 *preventative oral health activities and other authority initiatives that address oral health disparities in*
 24 *this state.]*

25 (2) **The authority shall ensure that the dental director is provided with sufficient staffing**
 26 **and resources to carry out the duties of the dental director described in this section and**
 27 **sections 1 and 2 of this 2023 Act.**

28 [(2)] (3) The dental director shall:

29 (a) **Oversee the Office of Oral Health established under section 2 of this 2023 Act;**

30 (b) Provide recommendations and guidance to the authority and other state agencies, individuals
 31 and community providers on how to prevent oral diseases and measures to take to improve, promote
 32 and protect the oral health of the residents of this state, with a focus on reducing oral health dis-
 33 parities among underserved populations;

34 [(b)] (c) Monitor, study and appraise the oral health needs and resources of residents of this
 35 state;

36 [(c)] (d) *[Foster the development, expansion and evaluation of]* **Develop policies to positively**
 37 **promote oral health in this state;**

38 (e) **Evaluate the** oral health services for residents of this state;

39 [(d)] *Provide information concerning oral health to the dental and health communities and the*
 40 *public;]*

41 [(e)] *Develop policies to promote oral health in this state; and]*

42 [(f)] *Develop programs, policies and preventive measures to positively impact oral health in this*
 43 *state.]*

44 (f) **Publish on a website operated by or on behalf of the authority the annual oral health**
 45 **summary surveillance report described in subsection (4) of this section;**

1 (g) Serve as the authority’s liaison to the dental and health communities and the public;
2 and

3 (h) Direct oral health programs operated by the authority, including:

4 (A) Public oral health programs to increase access to oral health services and preventa-
5 tive oral health activities;

6 (B) Programs to integrate oral health services with the delivery of other health care
7 services; and

8 (C) Other authority initiatives that address oral health disparities in this state.

9 (4)(a) The annual oral health summary surveillance report required under subsection (3)
10 of this section must include, but is not limited to, demographic data on oral health access
11 and outcomes, select measures used by other states for similar purposes and any metrics
12 used by coordinated care organizations to measure oral health in this state. In preparing the
13 report, the dental director may access the data described in ORS 442.373 related to oral
14 health.

15 (b) The report must include information on oral health trends, including the utilization
16 and outcomes of oral health services.

17 (c) In addition to publishing the report as required under subsection (3) of this section,
18 the dental director shall submit the report to the Oregon Health Policy Board, to the au-
19 thority and staff of the authority involved in establishing global budgets for coordinated care
20 organizations, to the metrics and scoring subcommittee established under ORS 414.638 and,
21 in the manner provided in ORS 192.245, to the Legislative Assembly.

22 (d) The report must be published and submitted not later than September 15 of each year.

23 (5) The dental director and the authority may adopt rules to carry out this section.

24 **SECTION 4.** The Oregon Health Authority shall appoint the membership of the Oral
25 Health Advisory Committee established under section 1 of this 2023 Act not later than July
26 1, 2024.

27 **SECTION 5.** Notwithstanding the term of office specified in section 1 of this 2023 Act, of
28 the members first appointed to the Oral Health Advisory Committee established under sec-
29 tion 1 of this 2023 Act:

30 (1) Three shall serve a term ending January 1, 2026;

31 (2) Three shall serve a term ending January 1, 2027; and

32 (3) Any remaining members shall serve a term ending January 1, 2028.

33 **SECTION 6.** The dental director shall publish and submit the first annual oral health
34 summary surveillance report described in ORS 413.083 (4) not later than one year after the
35 effective date of this 2023 Act.

36 **SECTION 7.** (1) Sections 1 and 2 of this 2023 Act and the amendments to ORS 413.083 by
37 section 3 of this 2023 Act become operative on January 1, 2024.

38 (2) The Oregon Health Authority may take any action before the operative date specified
39 in subsection (1) of this section that is necessary to enable the authority to exercise, on and
40 after the operative date specified in subsection (1) of this section, all of the duties, functions
41 and powers conferred on the authority by sections 1 and 2 of this 2023 Act and the amend-
42 ments to ORS 413.083 by section 3 of this 2023 Act.

43 **SECTION 8.** This 2023 Act takes effect on the 91st day after the date on which the 2023
44 regular session of the Eighty-second Legislative Assembly adjourns sine die.