

# Senate Bill 1077

Sponsored by COMMITTEE ON HUMAN SERVICES

## 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 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 programs administered  
3 by the department; creating new provisions; and amending ORS 414.211, 414.221 and 414.227.

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

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

11 **(2) The department shall consult with the Medicaid Advisory Committee established un-**  
12 **der ORS 414.211 concerning the types and extent of and standards for long term services and**  
13 **supports provided to seniors and persons with disabilities in programs administered by the**  
14 **department pursuant to ORS 410.070 and under ORS chapters 411, 427, 430, 441 and 443.**

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

16 414.211. (1) There is established a Medicaid Advisory Committee consisting of not more than 15  
17 members appointed by the Governor.

18 (2) The committee shall be composed of:

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

20 (b) Two members of *[health care]* consumer groups that include **or advocate for** Medicaid re-  
21 cipients;

22 (c) Two Medicaid recipients, one of whom shall be a person with a disability;

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

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

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

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

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

29 **(A) Provide long term services and supports to seniors or persons with disabilities, in-**

**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 **cluding but not limited to area agencies, as defined in ORS 410.040;**

2 **(B) Represent professionals and workers who provide long term services and supports;**

3 **or**

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

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

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

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

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

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

16 414.221. The Medicaid Advisory Committee shall advise the Director of the Oregon Health Au-  
 17 thority and the Director of Human Services on:

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

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

22 [(2)] (3) The operation and administration of programs provided **pursuant to ORS 410.070 and**  
 23 **under ORS [chapter] chapters 411, 414, 427, 430, 441 and 443.**

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

25 414.227. (1) ORS 192.610 to 192.690 apply to any meeting of an advisory committee with the au-  
 26 thority to make decisions for, conduct policy research for or make recommendations to the Oregon  
 27 Health Authority, the Oregon Health Policy Board or the Department of Human Services on ad-  
 28 ministration or policy **pursuant to ORS 410.070 and under ORS chapters 411, 414, 427, 430, 441**  
 29 **and 443** related to the medical assistance program operated under this chapter.

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

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