



To: Chair Patterson and Members of the Senate Committee on Health Care

From: Robert Pittman, VP of Government Affairs, WelbeHealth

Subject: HB 4130 concerning Corporate Practice of Medicine

WelbeHealth, LLC submits the following written testimony regarding the exemption language for Program of All Inclusive Care for the Elderly (PACE) services relative to HB 4130 concerning Corporate Practice of Medicine.

WelbeHealth is a physician-led, mission-driven PACE organization that serves over 3,000 frail seniors and their caregivers with compassionate and quality care, most of whom are dually eligible. WelbeHealth currently operates 8 PACE Centers throughout the state of California, with additional centers under development to serve areas of high need in New York and New Jersey.

We are writing today because WelbeHealth was recently awarded a contract by the Office of Aging and People with Disabilities to provide PACE services to the Willamette Valley Area including the Salem, Albany-Corvallis, and the Eugene-Springfield communities.

As Representative Bowman noted when offering the language to exempt PACE in the current version of this legislation, PACE is a federally regulated care delivery model that is highly scrutinized by CMS.

Our concern involves the current drafting of the exemption language on Page 5, line 34 concerning PACE which does not address how WelbeHealth and many other PACE organizations are organized. As drafted, the language indicates the professional corporation serves as the actual PACE organization when in fact it provides exclusive services to a PACE organization.

In order for WelbeHealth to fulfill our obligations under the RFP and enter the Oregon market to serve vulnerable seniors in need of all-inclusive care, we are requesting that the below technical change be made which aligns with the Amendment's intent to exempt PACE providers.

Current Language

- (d) A professional corporation may relinquish or transfer control over the professional corporation's assets, business operations, clinical practices or decisions only if:*
- (B) The professional corporation is solely and exclusively:*
- (ii) A PACE organization, as defined in 42 C.F.R. 460.6, as in effect on the effective date of this 2024 Act, that has a contract with the Department of Human Services to carry out a program of all-inclusive care for the elderly;*

Requested Language Change

- (c) A professional corporation may relinquish or transfer control over the professional corporation's assets, business operations, clinical practices or decisions only if:*
- (B) the professional corporation is solely and exclusively:*
- (ii) Engaged in providing professional health care services to a PACE organization, as defined in 42 C.F.R. 460.6, as in effect on the effective date of this 2024 Act, authorized in this state as a PACE organization, and its participants;*