

# House Bill 3692

Sponsored by Representative RESCHKE

## 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**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: This Act ends the mandate that some health insurers and OHP cover gender-affirming health care. (Flesch Readability Score: 61.8).

Repeals the requirement that certain health insurers and medical assistance programs provide health care benefits for gender-affirming health care services.

## A BILL FOR AN ACT

1  
2 Relating to gender-affirming care; amending ORS 243.144 and 243.877 and section 59, chapter 228,  
3 Oregon Laws 2023; and repealing ORS 414.769 and 743A.325 and sections 21 and 22, chapter 228,  
4 Oregon Laws 2023.

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

6 **SECTION 1. ORS 414.769 and 743A.325 and sections 21 and 22, chapter 228, Oregon Laws**  
7 **2023, are repealed.**

8 **SECTION 2.** ORS 243.144, as amended by section 9, chapter 17, Oregon Laws 2024, is amended  
9 to read:

10 243.144. Benefit plans offered by the Public Employees' Benefit Board that reimburse the cost  
11 of medical and other health services and supplies must comply with the requirements for health  
12 benefit plan coverage described in:

13 (1) ORS 743A.058;

14 (2) ORS 743A.140;

15 (3) ORS 743A.141;

16 (4) ORS 743B.256;

17 (5) ORS 743B.287 (4);

18 (6) ORS 743B.420;

19 (7) ORS 743B.423;

20 (8) ORS 743B.601;

21 (9) ORS 743B.810; **and**

22 [*(10) ORS 743A.325; and*]

23 [*(11)*] **(10)** ORS 743A.051 (2)(c).

24 **SECTION 3.** ORS 243.144, as amended by sections 9 and 10, chapter 17, Oregon Laws 2024, is  
25 amended to read:

26 243.144. Benefit plans offered by the Public Employees' Benefit Board that reimburse the cost  
27 of medical and other health services and supplies must comply with the requirements for health  
28 benefit plan coverage described in:

29 (1) ORS 743A.058;

30 (2) ORS 743A.140;

**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 (3) ORS 743A.141;
- 2 (4) ORS 743B.256;
- 3 (5) ORS 743B.287 (4);
- 4 (6) ORS 743B.420;
- 5 (7) ORS 743B.423;
- 6 (8) ORS 743B.601; **and**
- 7 (9) ORS 743B.810[; *and*]
- 8 [(10) ORS 743A.325].

9 **SECTION 4.** ORS 243.877, as amended by section 11, chapter 17, Oregon Laws 2024, is amended  
10 to read:

11 243.877. Benefit plans offered by the Oregon Educators Benefit Board that reimburse the cost  
12 of medical and other health services and supplies must comply with the requirements for health  
13 benefit plan coverage described in:

- 14 (1) ORS 743A.058;
- 15 (2) ORS 743A.140;
- 16 (3) ORS 743A.141;
- 17 (4) ORS 743B.256;
- 18 (5) ORS 743B.287 (4);
- 19 (6) ORS 743B.420;
- 20 (7) ORS 743B.423;
- 21 (8) ORS 743B.601;
- 22 (9) ORS 743B.810; **and**
- 23 [(10) ORS 743A.325; *and*]
- 24 [(11)] (10) ORS 743A.051 (2)(c).

25 **SECTION 5.** ORS 243.877, as amended by sections 11 and 12, chapter 17, Oregon Laws 2024, is  
26 amended to read:

27 243.877. Benefit plans offered by the Oregon Educators Benefit Board that reimburse the cost  
28 of medical and other health services and supplies must comply with the requirements for health  
29 benefit plan coverage described in:

- 30 (1) ORS 743A.058;
- 31 (2) ORS 743A.140;
- 32 (3) ORS 743A.141;
- 33 (4) ORS 743B.256;
- 34 (5) ORS 743B.287 (4);
- 35 (6) ORS 743B.420;
- 36 (7) ORS 743B.423;
- 37 (8) ORS 743B.601; **and**
- 38 (9) ORS 743B.810[; *and*]
- 39 [(10) ORS 743A.325].

40 **SECTION 6.** Section 59, chapter 228, Oregon Laws 2023, is amended to read:

41 **Sec. 59.** [(1) Section 20 of this 2023 Act applies to health benefit plans issued, renewed or extended  
42 on or after January 1, 2024.]

43 [(2) Section 24 of this 2023 Act applies to medical assistance provided and to contracts with coor-  
44 dinated care organizations for periods beginning on or after January 1, 2024.]

45 [(3) The amendments to ORS 243.144 and 243.877 by sections 25 and 26 of this 2023 Act apply to

1 *health benefit plans offered by the Public Employees' Benefit Board or the Oregon Educators Benefit*  
2 *Board that are issued, renewed or extended on or after January 1, 2024, and for self-insured health*  
3 *benefit plans in effect for periods beginning on or after January 1, 2024.]*

4 [(4)] (1) [Sections 31 and 35 of this 2023 Act] **ORS 676.313 and 678.138** and the amendments to  
5 ORS 675.070, 675.540, 675.745, 677.190, 677.225, 677.320, 678.111, 685.110 and 689.405 by sections 31a  
6 to 33, 36 to 38 and 51, **chapter 228, Oregon Laws 2023**, [of this 2023 Act] apply to reproductive and  
7 gender-affirming health care services provided on or after [the effective date of this 2023 Act] **July**  
8 **13, 2023**.

9 [(5)] (2) The amendments to ORS 659A.029 by section 47, **chapter 228, Oregon Laws 2023**, [of  
10 this 2023 Act] apply to unlawful employment discrimination occurring before, on or after [the effective  
11 date of this 2023 Act] **July 13, 2023**.

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