

April 29, 2025

To: Rep. Rob Nosse, Chair
Rep. Travis Nelson, Vice-Chair
Rep. Cyrus Javadi, Vice-Chair
Members of the House Committee on Behavioral Health and Health Care

From: Dr. Alison J. Haddock, MD, FACEP
President, American College of Emergency Physicians

Subject: Oregon Senate Bill 951 Corporate Practice of Medicine

Dear Chair Nosse, Vice-Chairs Nelson and Javadi and members of the House Committee on Behavioral Health and Healthcare,

On behalf of the American College of Emergency Physicians, the leading organization representing emergency physicians, I am writing to express our support of Senate Bill 951, which would limit external management services organizations (MSOs) from exercising control over physician medical decision making and non-compete clauses in employment contracts.

ACEP believes medical decisions must be made by physicians and any practice structure that threatens physician autonomy, the patient physician relationship, or the ability of the physician to place the needs of patients over profits should be opposed.

In addition, the following business or management decisions that result in control over the emergency physician's practice of medicine should only be made by a physician:


- Determining how many patients an emergency physician must see or supervise in a given period of time, how many hours an emergency physician must work, or how many hours of coverage are provided.
- Determining which patients will be seen by an emergency physician or a physician assistant/nurse practitioner or how such patients seen by a physician assistant/nurse practitioner shall be supervised by an emergency physician.
- Selection, hiring/firing (as it relates to clinical competency or proficiency) of emergency physicians, nurse practitioners, and physician assistants.
- Setting the parameters under which the practice will enter into contractual relationships with third-party payers.
- Oversight of policies and procedures for revenue cycle management, including coding and billing procedures, reimbursement from insurers, and collections for patient care services.

Current law requires physicians to hold a majority stake in a professional corporation, however SB 951 would extend the majority stake ownership requirement to additional healthcare corporations, including limited liability partnerships and holding entities.

In the interest of Oregon emergency physicians and the delivery of quality care, we support this legislation.

Thank you for your consideration. If we can answer any questions, please contact Adam Krushinskie, Senior Director of State Government Relations at akrushinskie@acep.org.

Sincerely,



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President
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