

HOUSE AMENDMENTS TO HOUSE BILL 2348

By COMMITTEE ON HEALTH CARE

February 27

1 In line 2 of the printed bill, delete “repealing ORS 743.480” and insert “amending ORS 743.480
2 and 750.055”.

3 Delete line 4 and insert:

4 “**SECTION 1.** ORS 743.480 is amended to read:

5 “743.480. [A health insurance policy may contain a provision as follows: ‘*INTOXICANTS AND*
6 *CONTROLLED SUBSTANCES: The insurer shall not be liable for any loss sustained or contracted*
7 *in consequence of the insured’s being intoxicated or under the influence of any controlled substance*
8 *unless administered on the advice of a physician.*’] **A health insurance policy other than a disa-**
9 **bility income policy shall provide coverage or reimbursement of expenses for the medical**
10 **treatment of injuries or illnesses caused in whole or in part by the insured’s use of alcohol**
11 **or a controlled substance to the same extent as and subject to limitations no more restric-**
12 **tive than those imposed on coverage or reimbursement of expenses arising from treatment**
13 **of injuries or illnesses not caused by an insured’s use of alcohol or a controlled substance.**

14 “**SECTION 2.** ORS 750.055 is amended to read:

15 “750.055. (1) The following provisions of the Insurance Code apply to health care service con-
16 tractors to the extent not inconsistent with the express provisions of ORS 750.005 to 750.095:

17 “(a) ORS 705.137, 705.139, 731.004 to 731.150, 731.162, 731.216 to 731.362, 731.382, 731.385,
18 731.386, 731.390, 731.398 to 731.430, 731.428, 731.450, 731.454, 731.488, 731.504, 731.508, 731.509,
19 731.510, 731.511, 731.512, 731.574 to 731.620, 731.592, 731.594, 731.640 to 731.652, 731.730, 731.731,
20 731.735, 731.737, 731.750, 731.752, 731.804 and 731.844 to 731.992.

21 “(b) ORS 732.215, 732.220, 732.230, 732.245, 732.250, 732.320, 732.325 and 732.517 to 732.592, not
22 including ORS 732.582.

23 “(c) ORS 733.010 to 733.050, 733.080, 733.140 to 733.170, 733.210, 733.510 to 733.680 and 733.695
24 to 733.780.

25 “(d) ORS chapter 734.

26 “(e) ORS 742.001 to 742.009, 742.013, 742.061, 742.065, 742.150 to 742.162, 742.400, 742.520 to
27 742.540, 743.010, 743.013, 743.018 to 743.030, 743.050, 743.100 to 743.109, 743.402, 743.412, 743.472,
28 **743.480**, 743.492, 743.495, 743.498, 743.522, 743.523, 743.524, 743.526, 743.527, 743.528, 743.529, 743.549
29 to 743.552, 743.556, 743.560, 743.600 to 743.610, 743.650 to 743.656, 743.691, 743.693, 743.694, 743.697,
30 743.699, 743.701, 743.706 to 743.712, 743.721, 743.722, 743.726, 743.727, 743.728, 743.729, 743.793,
31 743.804, 743.807, 743.808, 743.814 to 743.839, 743.842, 743.845, 743.847, 743.854, 743.856, 743.857,
32 743.858, 743.859, 743.861, 743.862, 743.863, 743.864, 743.866 and 743.868.

33 “(f) The provisions of ORS chapter 744 relating to the regulation of insurance producers.

34 “(g) ORS 746.005 to 746.140, 746.160, 746.220 to 746.370, 746.600, 746.605, 746.607, 746.608,
35 746.610, 746.615, 746.625, 746.635, 746.650, 746.655, 746.660, 746.668, 746.670, 746.675, 746.680 and

1 746.690.

2 “(h) ORS 743.714, except in the case of group practice health maintenance organizations that
3 are federally qualified pursuant to Title XIII of the Public Health Service Act unless the patient is
4 referred by a physician associated with a group practice health maintenance organization.

5 “(i) ORS 735.600 to 735.650.

6 “(j) ORS 743.680 to 743.689.

7 “(k) ORS 744.700 to 744.740.

8 “(L) ORS 743.730 to 743.773.

9 “(m) ORS 731.485, except in the case of a group practice health maintenance organization that
10 is federally qualified pursuant to Title XIII of the Public Health Service Act and that wholly owns
11 and operates an in-house drug outlet.

12 “(2) For the purposes of this section, health care service contractors shall be deemed insurers.

13 “(3) Any for-profit health care service contractor organized under the laws of any other state
14 that is not governed by the insurance laws of the other state is subject to all requirements of ORS
15 chapter 732.

16 “(4) The Director of the Department of Consumer and Business Services may, after notice and
17 hearing, adopt reasonable rules not inconsistent with this section and ORS 750.003, 750.005, 750.025
18 and 750.045 that are deemed necessary for the proper administration of these provisions.

19 “**SECTION 3.** ORS 750.055, as amended by section 7, chapter 137, Oregon Laws 2003, section
20 3, chapter 263, Oregon Laws 2003, sections 501 and 502, chapter 22, Oregon Laws 2005, sections 5
21 and 6, chapter 255, Oregon Laws 2005, and section 5, chapter 418, Oregon Laws 2005, is amended
22 to read:

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24 tractors to the extent not inconsistent with the express provisions of ORS 750.005 to 750.095:

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38 743.699, 743.701, 743.706 to 743.712, 743.721, 743.722, 743.727, 743.728, 743.729, 743.793, 743.804,
39 743.807, 743.808, 743.814 to 743.839, 743.842, 743.845, 743.847, 743.854, 743.856, 743.857, 743.858,
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15 hearing, adopt reasonable rules not inconsistent with this section and ORS 750.003, 750.005, 750.025
16 and 750.045 that are deemed necessary for the proper administration of these provisions.”.

17 In line 5, delete “2” and insert “4” and delete “repeal of” and insert “amendments to” and delete
18 “does” and insert “do”.

19 In line 7, delete “repeal of” and insert “amendments to”.

20 In line 8, delete “applies” and insert “apply”.

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