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NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 333
OREGON HEALTH AUTHORITY
PUBLIC HEALTH DIVISION

FILED
06/07/2020 2:07 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Universally Offered Newborn Nurse Home Visiting Program

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 07/21/2020 5:00 PM

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

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Filed By:
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HEARING(S)

Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.

DATE: 07/20/2020

TIME: 1:30 PM

OFFICER: Staff

ADDRESS: CALL-IN ONLY

Following direction from the Gov/CDC
public meetings are via conference call
Portland, OR 97232

SPECIAL INSTRUCTIONS:

Due to COVID-19, public meetings are
being held via conference call. To
provide oral testimony during this
hearing, please dial 1877848-7030,

Access Code: 2030826#

NEED FOR THE RULE(S):

The Oregon Health Authority (Authority), Public Health Division, Maternal and Child Health Section is proposing to permanently adopt administrative rules in chapter 333, division 6 to provide administrative oversight of the Universally Offered Newborn Nurse Home Visiting Program as defined in SB 526 (Oregon Laws 2019, chapter 552), which passed during the 2019 Legislative Session. The Universally Offered Newborn Nurse Home Visiting Program is designed to offer services to all families with newborns residing in this state to support healthy child development and strengthen families. The proposed rules provide administrative guidance to the model of service delivery, the certification requirements for newborn nurse home visiting services providers and the criteria for services that must be covered by health benefit plans in accordance with SB 526.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

FISCAL AND ECONOMIC IMPACT:

The intent of the proposed rules is to establish a statewide Universally Offered Newborn Nurse Home Visit Program, establish the criteria for services that must be covered by health benefit plans and ensure that resources are used efficiently.

There is no direct fiscal or economic impact from the proposed rules to the public. SB 526 directs health benefit plans to cover the cost of the newborn nurse home visiting services without any cost-sharing, coinsurance or deductible and to report data regarding claims submitted. There is no additional impact to health benefit plans as a result of the proposed rules.

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

(1) The Authority has previously addressed the fiscal impact of the statute. There is no additional impact to the Authority as a result of the proposed rules.

Local Public Health Authorities (LPHAs), early learning hubs and tribes may apply to be designated as a community lead. Requirements for community leads are described in the rule. This is not a required activity for LPHAs, early learning hubs or tribes but any LPHA, early learning hub or tribe designated as a lead agency would need to comply with the proposed rule. Staffing is the primary cost that may be incurred to comply with the required activities of a community lead. There may also be costs associated with staff training, convening partners (meeting space, food for meetings), and the technology required to collect and monitor data.

There is no anticipated cost of compliance impact on the public as a result of the proposed rules.

(2)(a) A small number of small businesses may be subject to the proposed rule amendments if they choose to apply for certification as a home visiting services provider. Current home visiting services providers are operated by organizations such as local public health authorities, community non-profit agencies, hospitals, tribal organizations and federally qualified health centers. We cannot estimate exactly how many small businesses, but any entity certified as a home visiting services provider would need to comply with the proposed rules.

(b) Small businesses may be impacted if they pursue certification as a home visiting services provider. However, there is no requirement that small businesses must pursue certification. The proposed rules define and clarify reporting and administrative activities that certified home visiting services providers must complete. Costs may be incurred for staff time needed to comply with requirements.

(c) Small businesses may be impacted if they pursue certification as a home visiting services provider. However, there is no requirement that small businesses pursue certification. Labor costs including nurse home visitors and supervisors and equipment costs related to the provision of services and data reporting requirements may be incurred to comply with required activities.

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

Small businesses were not involved in the development of the rules because we did not anticipate that these rules would impact small businesses.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? YES

RULES PROPOSED:

333-006-0000, 333-006-0010, 333-006-0020, 333-006-0030, 333-006-0040, 333-006-0050, 333-006-0060, 333-006-0070, 333-006-0080, 333-006-0090, 333-006-0100, 333-006-0110, 333-006-0120, 333-006-0130, 333-006-0140, 333-006-0150, 333-006-0160

ADOPT: 333-006-0000

RULE SUMMARY: Adopt 333-006-0000: Defines purpose of rules

CHANGES TO RULE:

333-006-0000

Purpose

(1) The purpose of these rules is to establish requirements for a voluntary statewide program for providing newborn nurse home visiting services to all families with newborns residing in the state to support healthy child development and strengthen families. ¶

(2) Newborn nurse home visiting services provided by providers certified under these rules must be reimbursed by health benefit plans as specified in ORS 743A.078.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0010

RULE SUMMARY: Adopt 333-006-0010: Provides definitions

CHANGES TO RULE:

333-006-0010

Definitions

(1) "Authority" means the Oregon Health Authority.¶

(2) "Carrier" has the meaning given to that term under ORS 743B.005. ¶

(3) "Community" means a geographic region, county, tribe or other group of individuals living in proximity. ¶

(4) "Community lead" means a local public health authority, early learning hub, or tribe that is designated by the Authority to serve as the coordinating entity for the newborn nurse home visiting program in a specified community.¶

(5) "Comprehensive newborn nurse home visit" means a home visit where a comprehensive, defined set of assessments and activities must be completed as described in OAR 333-006-0120. ¶

(6) "Early learning hub" means any entity designated by regional partners to coordinate early learning services, as determined by rules adopted by the Early Learning Council under ORS 417.827.¶

(7) "Families with newborns" or "families" means all families caring for newborns up to the age of six months, including foster and adoptive newborns. ¶

(8) "Health benefit plan" has the meaning given to that term under ORS 743B.005. ¶

(9) "Newborn nurse home visiting services provider" or "certified provider" means a person or LPHA certified by the Authority to provide newborn nurse home visiting services. ¶

(10) "Home visitor" means an individual who provides newborn nurse home visiting services on behalf of a newborn nurse home visiting services provider. ¶

(11) "Identified community" means the community that the community lead is designated to coordinate the newborn nurse home visiting services for. ¶

(12) "Local public health authority" or "LPHA" has the meaning given that term in ORS 431.003.¶

(13) "Newborn nurse home visiting services" or "services" means the services described in these rules provided to families with newborns.¶

(14) "Other home visiting provider" means a provider of any home visiting services serving pregnant women and families with young children and may include newborn nurse home visiting services providers. ¶

(15) "Newborn Nurse Home Visiting Program" or "program" means the statewide program that families with newborns may voluntarily participate in to receive newborn nurse home visiting services. Newborn nurse home visiting services providers provide services through the program and community leads coordinate the provision of the program in the identified community. ¶

(16) "Support newborn home visit" means a home visit to complete defined set of assessments and activities or address a specific nurse or family-identified need. ¶

(17) "These rules" means OAR 333-006-0000 to 333-006-0160.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0020

RULE SUMMARY: Adopt 333-006-0020: Describes process of the Authority designation of a community lead responsible for coordinating the provision of the Newborn Nurse Home Visiting Program in the identified community

CHANGES TO RULE:

333-006-0020

Community Lead Designation

(1) The Authority shall designate one community lead per community.¶

(a) Communities based on geographic areas, including counties, shall have one community lead; ¶

(b) Communities may be based on tribal membership and coexist with a community lead designated for the geographic area where the tribal member lives. ¶

(2) The designation of a community lead is effective for up to three years unless withdrawn earlier. ¶

(3) To apply for community lead designation, a LPHA, early learning hub, or tribe must submit to the Authority:¶

(a) A complete application in the format provided by the Authority; and¶

(b) Documentation demonstrating that the applicant shall comply with the requirements in OAR 333-006-0050, including but not limited to:¶

(A) Identification of staff available to implement community lead activities; and ¶

(B) Evidence of established partnerships with other home visiting providers in the community, including but not limited to memorandums of agreement; and ¶

(c) If the applicant is an early learning hub, a letter of support from any LPHA in the applicant's proposed identified community. ¶

(d) If the applicant is an LPHA, a letter of support from any early learning hub in the applicant's proposed identified community.¶

(e) Evidence demonstrating that the applicant has initiated planning and implementation activities for a universal newborn nurse home visiting services model that has been reviewed by the Administration for Children and Families to meet the U.S. Health and Human Services (HHS) criteria for an evidence-based early childhood home visiting service delivery model. ¶

(4) The application shall describe the identified community that the applicant proposes to serve.¶

(5) The Authority may designate as the community lead a LPHA, early learning hub, or tribe that has been approved by the Authority as an early adopter for Oregon's Universally Offered Home Visiting Initiative without an application being submitted.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0030

RULE SUMMARY: Adopt 333-006-0030: Describes process for application review of community leads

CHANGES TO RULE:

333-006-0030

Community Lead Application Review

(1) If a community lead applicant satisfies these rules, the Authority may designate the applicant as the community lead. The Authority shall notify the applicant in writing of the designation.¶

(2) The Authority may deny designation to an applicant as the community lead if: ¶

(a) A community lead for the identified community is already designated;¶

(b) The applicant fails to submit a complete application or required documentation;¶

(c) The applicant fails to demonstrate that it shall comply with the requirements of these rules or has a history of noncompliance with the requirements of these rules; or¶

(d) The applicant submits false or misleading information. ¶

(3) The Authority shall notify the applicant of a denial of the community lead designation in writing.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0040

RULE SUMMARY: Adopt 333-006-0040: Describes community lead renewal and review

CHANGES TO RULE:

333-006-0040

Community Lead Renewal and Review

(1) A community lead may apply to renew its designation by submitting a complete renewal application to the Authority in the format provided by the Authority at least 60 days prior to the expiration of its current designation.

(2) The Authority may deny renewal of a designation if:

(a) The applicant fails to timely submit a complete application or required documentation;

(b) A letter of support is required and is withdrawn; or

(c) The applicant fails to comply with the requirements of these rules or has a history of noncompliance with the requirements of these rules.

(3) The Authority may withdraw the designation of a community lead if:

(a) A letter of support is required and is withdrawn; or

(b) The community lead fails to comply with the requirements of these rules.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

333-006-0050

Community Lead Requirements

(1) Community leads must:

(a) Implement a universal newborn nurse home visiting services model that has been reviewed by the Administration for Children and Families to meet the HHS criteria for an evidence-based early childhood home visiting service delivery model.

(b) Coordinate with all certified providers in its identified community so that all families with newborns are contacted no later than two weeks after birth of the newborn and offered services.

(c) Develop and implement strategies to obtain funding to facilitate the provision of newborn nurse home visiting services.

(d) Collaborate with other home visiting providers to integrate newborn nurse home visiting services into the existing services for families in the identified community so that a coordinated system of support is in place.

(e) Maintain a written plan describing how the community lead will comply with subsections (a) through (d) of this section.

(2) Community leads shall maintain, and consider input from, an advisory board that:

(a) Includes stakeholders from the identified community with representation from the following where applicable: parents, medical providers, hospitals, social service providers serving families, WIC, child protective services, early learning hub, tribal leadership, LPHA, Coordinated Care Organizations, insurers that offer health benefit plans, newborn nurse home visiting services providers and other home visiting providers.

(b) Meets at least quarterly and distributes meeting minutes to board members and certified providers in the identified community.

(3) Community leads shall assure local community resources are compiled in a web-based format or printed directory and updated at least quarterly for use by certified providers.

(4) Community leads shall engage in quality assurance activities that include:

(a) A monthly review of data including key performance indicators such as scheduling rate, comprehensive newborn nurse home visit completion rate, follow-up rate, demographic profile of families receiving services, community connections and referrals in the identified community.

(b) A monthly review of feedback from families in the identified community receiving services using standardized methodology.

(c) Monitoring program reach in the identified community measured by the ratio of number of completed comprehensive newborn nurse home visits to total births in the identified community taking into consideration the number of births served by other home visiting providers.

(5) Community leads shall provide the Authority access to data for program monitoring and evaluation in a manner and format designated by the Authority.

(6) Community leads shall work with the Authority to address quality improvement needs.

(7) Community leads shall submit the following de-identified data electronically to the Authority in a manner and format designated by the Authority on a quarterly basis:

(a) The number of infants born during the previous quarter who reside in the identified community;

(b) For each certified provider in the identified community:

(A) The scheduling rate;

(B) Comprehensive newborn nurse home visit completion rate;

(C) Follow-up rate;

(D) Demographic profile of families receiving newborn nurse home visiting services;

(E) Community connections and referrals;

(F) Feedback from families and referral partner feedback; and

(c) Any other data identified by the Authority.¶

(8) Community leads shall collaborate and coordinate with tribes designated as community leads operating in the same geographic area.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0060

RULE SUMMARY: Adopt 333-006-0060: Describes the training requirements for community leads

CHANGES TO RULE:

333-006-0060

Community Lead Training Requirements

(1) Community leads must ensure staff members working with the Newborn Nurse Home Visiting Program receive an orientation within six weeks of beginning work in the program that includes, but is not limited to: ¶

(a) Overview of the home visiting model implemented by the community lead described in OAR 333-006-0050(1)(a); ¶

(b) Training in early childhood systems coordination that includes stakeholder engagement, working with community advisory boards, identification of community resources and using data; ¶

(c) Training in adverse childhood experiences and resilience. ¶

(2) Community leads must ensure staff working with the program receive within six weeks of beginning work in the program and annually, training in the following: ¶

(a) Culturally and linguistic responsiveness; ¶

(b) Implicit bias; and ¶

(c) Other training specified by the Authority.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0070

RULE SUMMARY: Adopt 333-006-0070: Describes the certification process for home visiting services providers

CHANGES TO RULE:

333-006-0070

Newborn Nurse Home Visiting Services Provider Certification

(1) To apply for certification as a newborn nurse home visiting services provider, an applicant must:

(a) Submit a complete application, in a format prescribed by the Authority;

(b) Submit documentation demonstrating that the applicant meets the requirements of these rules, including but not limited to providing the following:

(A) Letter of support from the community lead designated for the applicant's identified community; and

(B) Copies of the policies and procedures required in OAR 333-006-0110.

(2) The application shall:

(a) Describe the identified community that the applicant proposes to serve;

(b) Describe how the applicant shall coordinate with certified providers and other home visiting providers serving the same identified community so that all families with newborns are offered newborn nurse home visiting services.

(c) Describe how the applicant shall coordinate with primary care providers of care to the families receiving services.

(d) Include a staffing plan that describes staff positions (home visitors and supervisors) including required qualifications, required training, or training to be provided upon hiring.

(e) Describe how the applicant will collect and maintain newborn nurse home visiting services data.

(f) Include any other information or forms required by the Authority.

(3) A certified provider must ensure it meets and continues to meet during its certification, the requirements in these rules.

(4) A certificate for a newborn nurse home visiting services provider is effective for one year. A certificate shall be effective no earlier than January 1, 2021.

(5) A certified provider is only certified to provide services in the identified community or communities listed on its certificate.

(6) The Authority shall maintain a current list of all certified providers and make the list publicly available.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0080

RULE SUMMARY: Adopt 333-006-0080: Describes the application review for the certified providers

CHANGES TO RULE:

333-006-0080

Newborn Nurse Home Visiting Services Provider Application Review

(1) The Authority shall review the application to determine if it is complete. If the applicant does not provide all of the documentation and information required in OAR 333-006-0070, the Authority shall reject the application as incomplete.

(2) If the applicant meets all of the certification requirements, the Authority may:

(a) Issue the applicant a written certificate that includes the identified community(ies); and

(b) Schedule an on-site review in accordance with OAR 333-006-0140.

(3) The Authority shall not issue a certificate with an effective date prior to January 1, 2021.

(4) The Authority may deny an applicant if:

(a) The applicant does not meet all of the requirements of these rules;

(b) The applicant submitted false, misleading, or incorrect information;

(c) The applicant does not comply or has a history of past noncompliance with these rules; or

(d) The applicant poses a danger to public health or safety.

(5) If the Authority denies the applicant, the Authority shall notify the applicant of the denial in accordance with ORS chapter 183.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0090

RULE SUMMARY: Adopt 333-006-0090: Describes home visiting service providers certification renewal process

CHANGES TO RULE:

333-006-0090

Newborn Nurse Home Visiting Services Provider Certification Renewal

(1) A certified provider may apply to renew its certification by submitting a complete renewal application to the Authority in the format provided by the Authority. ¶

(2) A renewal application shall include the following:¶

(a) Attestation that the certified provider continues to implement the home visiting model described in OAR 333-006-0050(1)(a); and¶

(b) Attestation that the community lead's letter of support for the certified provider has not been withdrawn.¶

(3) A complete renewal application must be received by the Authority at least 30 days prior to the expiration of the certified provider's current certificate.¶

(4) The Authority may require an on-site review or that the certified provider submit additional information during its review of the renewal application. ¶

(5) The Authority shall review a renewal application in accordance with OAR 333-006-0080.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0100

RULE SUMMARY: Adopt 333-006-0100: Describes newborn nurse home visiting services provider coordination requirements

CHANGES TO RULE:

333-006-0100

Newborn Nurse Home Visiting Services Provider Coordination

(1) Certified providers must coordinate with the community lead(s) designated in the communities that the certified provider serves, or the Authority if no community lead has been designated. Coordination includes, but is not limited to: ¶

(a) Actively communicating and working with community leads to ensure that the services are offered to all families with newborns residing in the community lead's identified community. ¶

(b) Participating in community lead's community advisory board. ¶

(c) Actively communicating and collaborating with other home visiting providers in the identified communities to promote continuity of care. ¶

(2) Certified providers must coordinate with the certified providers in the same identified communities to coordinate the offering of services to families. ¶

(3) Certified providers must actively communicate with primary care providers of care to the families receiving services. ¶

(4) A certified provider discontinuing services voluntarily must notify the community lead(s) and the Authority at least 90 days prior to the date of voluntary closure and provide a written plan to appropriately maintain records.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0110

RULE SUMMARY: Adopt 333-006-0110: Establishes newborn nurse home visiting services provider requirements

CHANGES TO RULE:

333-006-0110

Newborn Nurse Home Visiting Services Provider Requirements

(1) Certified providers must:

(a) Provide services that meet the requirements for the universal newborn nurse home visiting model implemented by the community lead in the provider's identified community.

(b) Provide visits and services that meet the requirements for newborn nurse home visiting in OAR 333-006-0120.

(2) Certified providers must ensure that families of newborns understand that participating in the services is voluntary and carry no negative consequences for a family that declines to participate.

(3) Certified providers may only provide services after obtaining written informed consent from an individual with authority to consent to the services.

(4) Certified providers shall develop and implement policies and procedures regarding provider operations, including but not limited to:

(a) Home visitor safety;

(b) Obtaining written consent for services prior to provision of services;

(c) Newborn nurse home visiting services documentation;

(d) Mandatory abuse reporting;

(e) Security and confidentiality of provider records and communications;

(f) Services for persons with disabilities;

(g) Services for persons with limited English proficiency;

(h) Billing services to public and private payors; and

(i) Communication with primary care providers of care to the families.

(5) Reimbursement of cost of services:

(a) Certified providers shall seek reimbursement for the costs of services provided to families with newborns from private and public payors.

(b) Prior to providing services, certified providers shall explain to the family with a newborn the family's insurance coverage for the services.

(6) Certified providers must:

(a) Facilitate or conduct weekly team meetings for peer review of families who received a home visit during the preceding week that includes all staff who interact with families.

(b) Submit newborn nurse home visiting services data in a manner and format designated by the Authority.

(c) Ensure that each nurse home visitor is supervised by a registered nurse trained to provide quality assurance on the home visit protocol.

(d) Ensure that each quarter every home visitor has at least:

(A) One home visit observed for quality assurance review; and

(B) One chart reviewed.

(e) Communicate with primary care providers providing care to the family.

(f) Ensure all staff working in the Newborn Nurse Home Visiting Program complete the training required in OAR 333-006-0130.

(g) Confirm that staff have and maintain required licenses or certifications at the beginning of employment and at least annually.

(h) Maintain personnel records documenting any required licenses, certifications, training, and supervision.

(7) Certified providers must ensure that:

(a) Comprehensive newborn nurse home visits are provided by registered nurses licensed in Oregon;

(b) All services are delivered in a culturally responsive manner; and

(c) All services are delivered according to standards of practice for trauma informed care.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0120

RULE SUMMARY: Adopt 333-006-0120: Establishes visit and service requirements

CHANGES TO RULE:

333-006-0120

Visit and Service Requirements

(1) Certified providers must timely offer the services described in this rule to families with newborns. ¶

(2) Certified providers must timely provide the visits and services as described in this rule unless: ¶

(a) The family requests that the services be provided at another time and the provider documents the request in the service record; or ¶

(b) The family refuses or elects not to participate in a specific service and the provider documents the refusal in the service record. ¶

(3) Certified providers must: ¶

(a) Provide a comprehensive newborn nurse home visit within two to twelve weeks of the newborn's birth. ¶

(b) Conduct a post services phone call approximately four weeks after the last services are provided to assess the family's satisfaction with services and effectiveness of community connections. ¶

(4) Certified providers may: ¶

(a) Provide a support newborn home visit prior to the comprehensive newborn nurse home visit if the nurse home visitor determines the family has immediate postpartum needs within two weeks of birth. ¶

(b) Provide one to two support newborn nurse home visits after the comprehensive newborn nurse home visit based on the clinical assessment of the nurse home visitor at the comprehensive newborn nurse home visit for additional assessment or to ensure community connections. ¶

(c) Provide support telephone calls after the comprehensive newborn nurse home visit to ensure community connections are established. ¶

(5) Comprehensive newborn nurse home visits must: ¶

(a) Be provided by a registered nurse. ¶

(b) Be provided in the family's home. ¶

(6) Services offered on a comprehensive newborn nurse home visit must include: ¶

(a) Maternal physical assessment (if applicable) according to clinical guidelines approved by the Authority. ¶

(b) Newborn physical assessment according to clinical guidelines approved by the Authority. ¶

(c) Systematic assessment of family strengths, risks, and needs according to clinical guidelines approved by the Authority. ¶

(d) Screening for intimate partner violence, perinatal mood disorders and substance use using a validated screening tool. ¶

(e) Standardized anticipatory and supportive guidance according to clinical guidelines approved by the Authority. ¶

(f) Referrals for identified interventions or community resources as a result of needs identified by the home visitor during the home visit. ¶

(7) Support newborn nurse home visits shall be provided by a certified traditional health worker as defined in ORS 414.665 or a registered nurse. ¶

NOTE: Clinical guidelines approved by the Authority are available on the Authority's website:

<https://www.oregon.gov/oha/PH/HEALTHYPEOPLEFAMILIES/BABIES/HOMEVISITING/Pages/Family-Connects-Oregon.aspx>.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0130

RULE SUMMARY: Adopt 333-006-0130: Describes newborn nurse home visitor services provider training requirements

CHANGES TO RULE:

333-006-0130

Newborn Nurse Home Visitor Services Provider Training Requirements

- (1) Certified providers shall ensure that staff working in the program timely receive the training in this rule.¶
- (2) All staff working in the program must receive training that includes an overview of the universal newborn nurse home visiting model implemented by the community lead in the certified provider's identified community prior to providing services. ¶
- (3) All staff working in the program must receive the following training prior to providing services and annually thereafter: ¶
 - (a) Culturally and linguistic responsiveness and implicit bias;¶
 - (b) Child abuse and vulnerable adult mandatory reporting; and¶
 - (c) Other training as required by the Authority.¶
- (4) All home visitors and supervisors providing services must, prior to providing services, receive an orientation that includes: ¶
 - (a) Overview of the newborn nurse home visiting services home visit protocol;¶
 - (b) Documentation of services;¶
 - (c) Observational training that includes services delivery, documentation and fidelity assessment; ¶
 - (d) Foundations of infant mental health;¶
 - (e) Motivational interviewing;¶
 - (f) Maternal and newborn physical assessments;¶
 - (g) Lactation;¶
 - (h) Adverse childhood experiences and resilience; and¶
 - (i) Home visitor safety.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0140

RULE SUMMARY: Adopt 333-006-0140: Describes certified provider review process

CHANGES TO RULE:

333-006-0140

Newborn Nurse Home Visiting Services Provider Review

(1) The Authority, or its designee, may conduct an on-site review of each certified newborn nurse home visiting services provider within one year of initial certification to determine compliance with these rules. The Authority may conduct additional on-site reviews in its discretion.

(2) The certified provider must permit the Authority, or its designee, access to the certified provider's place of business during a review. The provider must permit the Authority, or its designee, access to provider records and cooperate with the Authority during a review. A review may include, but is not limited to:

(a) Review of documents, policies and procedures, and records;

(b) Review of electronic health records systems, and review of practice management systems;

(c) Review of data reports from electronic systems or other tracking systems; and

(d) Interviews with management, clinical and administrative staff.

(3) The Authority, or its designee, shall provide the certified provider with a written report of the findings from the on-site review.

(4) If the Authority finds violations by the certified provider, the Authority may:

(a) Require corrective actions to be completed within a specified timeline; or

(b) Revoke or suspend the certification in accordance with ORS chapter 183.

(5) The Authority may conduct a review of a certified provider without prior notice at any time.

(6) A certified provider must provide the Authority with provider records upon request.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0150

RULE SUMMARY: Adopt 333-006-0150: Establishes certified providers compliance requirements

CHANGES TO RULE:

333-006-0150

Newborn Nurse Home Visiting Services Provider Compliance

(1) A certified provider must notify the Authority within 20 calendar days of any change that brings the provider out of compliance with these rules. ¶

(2) The Authority may revoke, deny renewal, or suspend a certificate for a certified provider if:¶

(a) The certified provider submits false, misleading, or incorrect information; ¶

(b) The certified provider violates ORS 433.301 or these rules; ¶

(c) The certified provider fails to cooperate with a review or request for documentation;¶

(d) The certified provider fails to timely complete corrective actions;¶

(e) The community lead withdraws its letter of support for the certified provider; or¶

(f) The certified provider poses a danger to public health or safety.

Statutory/Other Authority: ORS 413.042, ORS 433.301

Statutes/Other Implemented: ORS 433.301

ADOPT: 333-006-0160

RULE SUMMARY: Adopt 333-006-0160: Describes reporting requirements for health benefit plans

CHANGES TO RULE:

333-006-0160

Health Benefit Plans Reporting Requirements

For each calendar year, carriers shall report the following de-identified information to the Authority on an annual basis:

- (1) Number of enrollees who added a newborn to coverage under the carrier's health benefit plans;
- (2) Number of enrollees reported under section (1) who, at the time the newborn was added to coverage, resided in an identified community where a certified provider was authorized to provide services;
- (3) Number of enrollees for whom the carrier paid claims for services from a certified provider;
- (4) Number of enrollees for whom the carrier paid claims for services from a certified provider on multiple dates of service; and
- (5) Any other claims data for services from a certified provider requested by the Authority.

Statutory/Other Authority: ORS 413.042, ORS 433.301, ORS 743A.078

Statutes/Other Implemented: ORS 433.301, ORS 743A.078