

Chapter 750

1967 REPLACEMENT PART

Health Care Service Contractors

750.005	"Doctor," "health care service contractor" and "health care services" defined	750.035	Regulation of hospital care associations under prior law; exceptions
750.015	Management to include representatives of public	750.045	Required capitalization; deposit of security
750.025	Restricting distribution of income	750.055	Other provisions applicable to health care service contractors

CROSS REFERENCES

Definitions and general provisions applicable, 731.004 to 731.194	Hospital liens, 87.555
Forms and filings prior to 1968, effect, 1967 c.359 §708	"Insurance Code" defined, 731.004
Funeral plans not governed by this chapter as trusts, 128.410	Public employes' retirement system, medical and hospital insurance for retired members, 237.320
	Savings clause with respect to pre-1968 law, 1967 c.359 §713

Note: ORS chapter 750 (1967 Replacement Part) first becomes operative on January 1, 1968. See 1967 c.359 §714.

750.005 "Doctor," "health care service contractor" and "health care services" defined. (1) "Doctor" means any person lawfully licensed or authorized by statute to render any health care services.

(2) "Health care service contractor" means:

(a) Any corporation organized not for profit that is sponsored by or otherwise intimately connected with a group of doctors licensed by this state, or by a group of hospitals licensed by this state, or both; or

(b) Any person referred to in ORS 750.035.

(3) "Health care services" means the furnishing of medicine, medical or surgical treatment, nursing, hospital service, ambulance service, dental service, optometrical service or any or all of the enumerated services or any other necessary services of like character, whether or not contingent upon sickness or personal injury.

[Formerly 742.010]

750.010 [Amended by 1957 c.301 §1; 1961 c.116 §1; 1967 c.359 §548; renumbered 744.305]

750.015 Management to include representatives of public. Not less than one-third of the group of persons vested with the management of the affairs of a health care service contractor, as defined in paragraph

(a) of subsection (2) of ORS 750.005, shall be representatives of the public who are not practicing doctors or employes or trustees of a participant hospital.

[Formerly 742.015]

750.020 [Amended by 1961 c.116 §2; 1967 c.359 §549; renumbered 744.315]

750.025 Restricting distribution of income. No health care service contractor, as defined in paragraph (a) of subsection (2) of ORS 750.005, shall distribute, upon liquidation or otherwise, any part of its income to its members, directors, trustees or officers except for the reasonable value of services rendered such contractor.

[Formerly 742.025]

750.030 [Repealed by 1967 c.359 §704]

750.035 Regulation of hospital care associations under prior law; exceptions. (1) Notwithstanding any other provision of law, except as provided in subsection (2) of this section, any persons doing a hospital association business, as defined in ORS 742.010

(1959 Replacement Part) in compliance with ORS chapter 742 (1959 Replacement Part) on August 12, 1965, may continue such business in compliance with ORS chapter 742 (1959 Replacement Part).

(2) Every person doing a hospital association business, as defined in ORS 742.010 (1959 Replacement Part), on August 12, 1965, shall comply with the provisions of ORS 750.045 and the provisions of ORS 750.055.

[Formerly 742.035]

750.040 [Amended by 1967 c.359 §552; renumbered 744.345]

750.045 Required capitalization; deposit of security. (1) A health care service contractor shall possess and thereafter maintain capital or surplus, or any combination thereof, of not less than \$25,000.

(2) In addition to its required capitalization the health care service contractor shall file a surety bond or such other bond or securities in the sum of \$50,000 as are authorized by the Insurance Code as a guarantee of the due execution of the policies to be entered into by such contractor in accordance with this chapter.

[Formerly 742.050]

750.050 [Amended by 1961 c.116 §3; 1967 c.359 §553; renumbered 744.355]

750.055 Other provisions applicable to health care service contractors. (1) The following provisions of the Insurance Code shall apply to health care service contractors to the extent so applicable and not inconsistent with the express provisions of this chapter:

(a) ORS 731.004 to 731.150, 731.162, 731.204 to 731.362, 731.382, 731.386, 731.390, 731.398 to 731.434, 731.450, 731.454, 731.504, 731.508, 731.512, 731.574 to 731.620, 731.640 to 731.652, 731.804 and 731.844 to 731.992.

(b) ORS 732.230, 732.245 and 732.250.

(c) ORS 733.010 to 733.050, 733.080, 733.140 to 733.170, 733.210 to 733.680 and 733.700 to 733.780.

(d) ORS chapter 734.

(e) ORS 743.003 to 743.012, 743.018 to 743.030, 743.036 to 743.108 and 743.114.

(f) ORS 743.492, 743.495 and 743.498, except that such sections do not apply to group health insurance.

(g) ORS 743.522, except that individual policies may be issued to the persons or families insured in lieu of issuance of a single group policy as referred to in such section.

(h) ORS 744.005 to 744.265.

(i) ORS chapter 746.

(2) For the purposes of this section only, health care service contractors shall be deemed insurers.
[1967 c.359 §659]

750.060 [Amended by 1967 c.359 §555; renumbered 744.375]

750.070 [Repealed by 1967 c.359 §704]

750.080 [Amended by 1967 c.359 §557; renumbered 744.396]

750.090 [Amended by 1967 c.359 §558; renumbered 744.405]

750.100 [Amended by 1967 c.359 §556; renumbered 744.385]

750.110 [Repealed by 1967 c.359 §704]

750.210 [Repealed by 1967 c.359 §704]

750.220 [Repealed by 1967 c.359 §704]

750.230 [Repealed by 1967 c.359 §704]

750.240 [Repealed by 1967 c.359 §704]

750.250 [Repealed by 1967 c.359 §704]

750.260 [Repealed by 1967 c.359 §704]

750.270 [Repealed by 1967 c.359 §704]

CERTIFICATE OF LEGISLATIVE COUNSEL

Pursuant to ORS 173.170, I, Robert W. Lundy, Legislative Counsel, do hereby certify that I have compared each section printed in this chapter with the original section in the enrolled bill, and that the sections in this chapter are correct copies of the enrolled sections, with the exception of the changes in form permitted by ORS 173.160 and other changes specifically authorized by law.
Done at Salem, Oregon,
on December 1, 1967.

Robert W. Lundy
Legislative Counsel

