



State Demonstrations Group

July 22, 2021

Dana Hittle
Interim Medicaid Director
Oregon Health Authority
500 Summer Street NE E35
Salem, OR 97301

Dear Ms. Hittle:

Thank you for your recent request for a five-year extension of the Oregon's section 1115 demonstration entitled, "Oregon Contraceptive Care" (Project No. 11-W-00142/0). The Centers for Medicare & Medicaid Services (CMS) received Oregon's extension application request on July 7, 2021. We have completed a preliminary review of your request in accordance with the requirements of 42 CFR 431.412(a) and have determined that the state's application meets these requirements for a complete application.

In light of the national public health emergency concerning COVID-19 and statewide social distancing guidance to prevent its spread, two teleconference hearings were held on May 11 and May 24, 2021. Such hearings were permissible through CMS authority under 42 CFR 431.416(g)(2) which allows a state to depart from normal public notice procedures as described in section 431.408 due to the unforeseen nature of the public health emergency. Under section 431.416(g)(3), in order for a state to receive an exemption under section 431.416(g)(2), the state must meet three criteria: (i) the state must be acting in good faith, and in a diligent, timely, and prudent manner; (ii) the circumstances must constitute an emergency that could not have been reasonably foreseen; and (iii) it must be the case that a delay would undermine or compromise the purpose of the demonstration and be contrary to the interests of beneficiaries. CMS has determined that the state has met these criteria.

Oregon's application will be posted on Medicaid.gov for a 30-day federal comment period as required by 42 CFR 431.416(b). The state's application will be available at: <https://www.medicaid.gov/medicaid/section-1115-demo/demonstration-and-waiver-list/index.html>.

We look forward to working with you and your staff on the proposed demonstration project. If you have questions regarding the section 1115 application process, please contact your CMS project officer, Mr. Thomas Long, at thomas.long@cms.hhs.gov.

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Sincerely,

7/21/2021

X Andrea J. Casart

Signed by: Andrea J. Casart -A

Andrea J. Casart
Director
Division of Eligibility and Coverage
Demonstrations

cc: Nikki Lemmon, State Monitoring Lead, Medicaid and CHIP Operations Group