

OFFICE OF THE SECRETARY OF STATE  
TOBIAS READ  
SECRETARY OF STATE  
  
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ARCHIVES DIVISION  
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**NOTICE OF PROPOSED RULEMAKING**  
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 410  
**OREGON HEALTH AUTHORITY**  
**HEALTH SYSTEMS DIVISION: MEDICAL ASSISTANCE PROGRAMS**

**FILED**

10/10/2025 12:04 PM  
ARCHIVES DIVISION  
SECRETARY OF STATE

FILING CAPTION: Revising rule to align annual income limits for this program with federal regulations

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 11/21/2025 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:  
Brenna Bird  
Rules Coordinator

**HEARING(S)**

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

DATE: 11/18/2025

TIME: 11:00 AM - 11:45 AM

OFFICER: Brenna Bird

**REMOTE HEARING DETAILS**

MEETING URL: [Click here to join the meeting](#)

PHONE NUMBER: 1-669-254-5252

CONFERENCE ID: 1601296852

**SPECIAL INSTRUCTIONS:**

Topic: Public Hearing OAR 410-200-0438

Time: Nov 18, 2025 11:00 AM Pacific Time (US and Canada)

Join ZoomGov Meeting

<https://www.zoomgov.com/j/1601296852?pwd=Tt04ji8W6w4fgSyZaJ0jQNsy7TbRXp.1>

Meeting ID: 160 129 6852

Passcode: 642627

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#### NEED FOR THE RULE(S)

Federal regulations require the annual income of an applicant to be between 133 percent and up to and included 200 percent of the federal poverty level (FPL) to be determined eligible for the OHP Bridge – Basic Health program. The current rule does not include the lower threshold level of 133 percent. The rule revision will add this lower income threshold.

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#### DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

42 CFR 600.305(a)(2) <https://www.ecfr.gov/current/title-42/chapter-IV/subchapter-I/part-600/subpart-D/section-600.305>

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#### STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

These rule changes may disproportionately affect Oregonians with incomes between 100% and 133% of the Federal Poverty Level (FPL), especially those who are ineligible for the Oregon Health Plan Bridge – Basic Health Program. This income bracket will include individuals from communities of color, who have historically faced barriers in accessing health care coverage. Individuals in this group may experience marginalization in their health care. These outcomes will move the Oregon Health Authority further away from its Strategic Plan goal of eliminating health inequities by 2030.

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#### FISCAL AND ECONOMIC IMPACT:

While the state may decrease their costs due to eligibility restrictions, individuals with annual income between 100 and 133 percent of the Federal Poverty Level (FPL) may experience increased health care costs because they will need to purchase a health care plan through the Marketplace.

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#### 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. OHA estimates the amendments to OAR 410-200-0438 will have a fiscal impact on the State. The State may decrease its costs by no longer covering individuals with annual income between 100 and 133 percent of the FPL.

2. (a) OHA estimates the amendment will not have an impact on small businesses.

(b) OHA estimates the amendment will not have an impact on small businesses.

(c) OHA estimates the amendment will not have an impact on small businesses.

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

OHA invited participation of small businesses in the RAC. No comments were received.

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#### WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? YES

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AMEND: 410-200-0438

RULE SUMMARY: This rule is being revised to add 133 percent as the lower annual income threshold for the OHP Bridge – Basic Health Program.

CHANGES TO RULE:

410-200-0438

Specific Requirements: OHP Bridge - Basic Health Program

In addition to the general requirements applicable to OHP Bridge - Basic Health Program set forth in this Division 200, this rule describes specific eligibility requirements for OHP Bridge - Basic Health Program.¶

(1) OHP Bridge - Basic Health Program is effective on July 1, 2024.¶

(2) To be eligible for OHP Bridge - Basic Health Program an individual must:¶

(a) Be age 19 or older and under age 65;¶

(b) Have, as required under OAR 410-200-0315, monthly MAGI-based income which exceeds 133 percent of the federal poverty level (FPL) for the applicable family size; have annual household income for the applicable family size between 133 percent and up to and including 200 percent FPL for the coverage year being requested; and¶

(c) Meet citizenship status requirements outlined in OAR 410-200-0215(1), or non-citizen status requirements outlined in OAR 410-200-0215(5).¶

(3) Even if an individual meets the requirements in section (2) of this rule, the individual shall not be eligible for OHP Bridge - Basic Health Program if they:¶

(a) Are enrolled in Medicare benefits under part A or B of Title XVIII of the Act; or¶

(b) Are receiving other healthcare coverage that qualifies as Minimum Essential Coverage as defined in OAR 410-200-0015(55), unless that coverage is an Insurance Affordability Program as defined in OAR 410-200-0015(50); or¶

(c) Are able to access affordable coverage as described in section 36B(c)(2)(C)(i)(II) of the IRS Code and 26 CFR section 1.36B-2(c)(3)(v)(A)(1). The required contribution percentage is indexed annually under section 26 U.S.C. 36B(c)(2)(C)(iv); or¶

(d) Are receiving Supplemental Security Income (SSI) benefits.¶

(4) OHP Bridge - Basic Health Program eligibility is re-evaluated every twelve (12) months.¶

(5) An individual who is approved for OHP Bridge - Basic Health Program coverage is entitled to twelve (12) months of coverage provided they continue to meet non-financial eligibility criteria. Once approved, an individual's OHP Bridge - Basic Health Program coverage shall not be terminated during a twelve (12) month eligibility period due to an increase of countable income.

Statutory/Other Authority: ORS 411.402, 411.404, 413.042, 414.241, 414.534, 42 CFR 433.138, 433.145-433.148, 435.3-435.4, 435.110, 435.115-435.119, 435.190, 435.222, 435.403, 435.406-435.407, 435.608, 435.610, 435.916-435.917, 435.940, 435.952, 435.956, 435.1008, 435.1200, 435.1205, 447.56, 457.80, 457.320, 457.340, 457.350, 457.360, 457.380, 457.805, 458.350, 435.112, 435.170, 42 CFR 600

Statutes/Other Implemented: ORS 411.402, 411.404, 414.241, ORS 411.060, 411.406, 411.439, 411.443, 413.032, 413.038, 414.025, 414.231, 414.440, 414.534, 414.536, 414.706, 411.095, 411.400