

## Health Care Market Oversight (HCMO) Program Rebutting the Presumption of Control Form

The applicant must complete and submit this form if the applicant wishes to rebut the presumption that they possess control of an entity. Submit this form to [hcmo.info@dhsosha.state.or.us](mailto:hcmo.info@dhsosha.state.or.us).

### **When is control rebuttably presumed?**

For insurers and coordinated care organizations, control is rebuttably presumed to exist if a person, directly or indirectly, acquires voting control of **ten percent (10%)** or more of any class of voting securities

For a health care entity other than an insurer or coordinated care organization, a controlling interest that results in control is rebuttably presumed to exist if a person, directly or indirectly, acquires voting control of **twenty-five percent (25%)** or more of any class of voting securities of the health care entity.

For any health care entity, it is irrebuttably presumed that a controlling interest results in control if a person, directly or indirectly, acquires voting control of more than **fifty percent (50%)** of any class of voting securities of the health care entity.

See OAR 409-070-0025 for more information.

1. Name the entities involved in the transaction.
2. Explain why control does not or would not exist as a result of the transaction.
3. Disclose all material relationships for control between the individual or entity rebutting control and the other entity or entities involved in the transaction.