

SENATE AMENDMENTS TO SENATE BILL 1503

By COMMITTEE ON HEALTH CARE, HUMAN SERVICES AND RURAL HEALTH
POLICY

February 9

- 1 On page 1 of the printed bill, delete lines 4 through 27.
- 2 On page 2, delete lines 1 through 18 and insert:
- 3 **“SECTION 1. (1) For purposes of this section:**
- 4 **“(a) ‘Health care facility’ has the meaning given that term in ORS 442.015.**
- 5 **“(b) ‘Health care worker’ means an individual who:**
- 6 **“(A)(i) Is an employee, contractor, volunteer or student providing services for or at the**
- 7 **premises of a health care facility; or**
- 8 **“(ii) Is a health care practitioner granted privileges by a health care facility; and**
- 9 **“(B) Has contact with patients or infectious materials.**
- 10 **“(2) Each year, a health care worker providing services for or at the premises of a health**
- 11 **care facility shall provide the health care facility with:**
- 12 **“(a) Evidence that the health care worker received an annual seasonal influenza**
- 13 **vaccination; or**
- 14 **“(b) A written declaration on a form approved by the Oregon Health Authority stating**
- 15 **that the health care worker declines the vaccination, stating the reason for the declination**
- 16 **and including any other information required by the authority by rule.**
- 17 **“(3) A health care facility shall electronically transmit to the authority an annual report**
- 18 **containing the following information for the preceding year:**
- 19 **“(a) The number of health care workers providing services for or at the premises of the**
- 20 **health care facility who received an annual seasonal influenza vaccination;**
- 21 **“(b)(A) The number of health care workers providing services for or at the premises of**
- 22 **the health care facility who submitted a written declaration declining the vaccination; and**
- 23 **“(B) The stated reasons for the declinations;**
- 24 **“(c) The number of health care workers providing services for or at the premises of the**
- 25 **health care facility who neither received an annual seasonal influenza vaccination nor sub-**
- 26 **mitted a written declaration declining the vaccination; and**
- 27 **“(d) Other information required by the authority by rule.**
- 28 **“(4) Information regarding a health care worker’s vaccination status in the possession**
- 29 **or control of a health care facility:**
- 30 **“(a) Is protected health information under ORS 192.553 to 192.581.**
- 31 **“(b) Is not subject to disclosure pursuant to ORS 192.410 to 192.505.**
- 32 **“(5)(a) The authority may adopt rules as necessary to implement this section, including**
- 33 **but not limited to rules establishing the dates by which a health care worker must comply**
- 34 **with subsection (2) of this section.**
- 35 **“(b) The rules adopted under this subsection may not be enforced when the State Health**

1 **Officer of the Oregon Health Authority implements the Oregon Vaccine Education and**
2 **Prioritization Plan in a vaccine shortage as described in ORS 433.040.”.**
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