

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	9 - 0 - 0
Yeas:	Barker, Bonamici, Cameron, Flores, Komp, Krieger, Read, Whisnant, Macpherson
Nays:	0
Exc.:	0
Prepared By:	Darian Stanford, Counsel
Meeting Dates:	3/21, 4/23, 4/24

WHAT THE MEASURE DOES: Requires health care providers to more quickly provide notice to law enforcement officials if a patient involved in a motor vehicle accident and believed to have been a driver has a blood alcohol content in excess of the legal limit.

ISSUES DISCUSSED:

- Notification by health care facility

EFFECT OF COMMITTEE AMENDMENT: Removes the requirement that notification by health care provider must be immediate. Allows the health care facility no more than 72 hours to notify the Oregon State Police after the health care facility becomes aware of the results of a blood test.

BACKGROUND: ORS 676.260 requires a health care provider to notify a law enforcement officer or agency within five calendar days if the provider reasonably believes that a person receiving treatment, after a motor vehicle accident in which the person was likely a driver, has a blood alcohol content of .08 or greater (as revealed by a blood test). Such notice consists of the name of the person, the blood alcohol level and the date and time of the blood test.

HB 2895 amends ORS 676.260 to require the provider to give such notice to any law enforcement officer who is at the health care facility in an official capacity and is investigating the accident. If there is no such officer, the facility must notify a law enforcement agency in the county in which the accident occurred or an Oregon State Police dispatch center as soon as possible, but not more than 72 hours after becoming aware of the blood test results.

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This summary has not been adopted or officially endorsed by action of the committee.