

A-Engrossed
Senate Bill 163

Ordered by the Senate February 27
Including Senate Amendments dated February 27

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor Theodore R. Kulongoski for Department of Human Services)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Permits exchange of protected health information between health services organizations and state health plan for purposes of provision of *[integrated]* behavioral *[and]* **or** physical health care services to subject of protected information.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to disclosure of protected health information; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2007 Act is added to and made a part of ORS 192.518 to**
5 **192.526.**

6 **SECTION 2. (1) Notwithstanding ORS 179.505, a state health plan or a prepaid managed**
7 **care health services organization may disclose protected health information of an individual,**
8 **without obtaining an authorization from the individual or a personal representative of the**
9 **individual, to another prepaid managed care health services organization for treatment ac-**
10 **tivities of a prepaid managed care health services organization when the prepaid managed**
11 **care health services organization is providing behavioral or physical health care services to**
12 **the individual.**

13 **(2) As used in this section, "prepaid managed care health services organization" has the**
14 **meaning given that term in ORS 414.736.**

15 **SECTION 3. This 2007 Act being necessary for the immediate preservation of the public**
16 **peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect**
17 **on its passage.**

18

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.