

**FISCAL IMPACT OF PROPOSED LEGISLATION**

**Measure: HB 2551 - 6**

Seventy-Eighth Oregon Legislative Assembly – 2015 Regular Session  
Legislative Fiscal Office

***Only Impacts on Original or Engrossed  
Versions are Considered Official***

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Date: 4/8/2015

**Measure Description:**

Requires covered entities to report annually on system safeguards for protecting confidentiality of individually identifiable health information.

**Government Unit(s) Affected:**

Department of Consumer and Business Services (DCBS), Oregon Health Authority (OHA), Oregon Health Sciences University (OHSU)

**Local Government Mandate:**

This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

**Analysis:**

House Bill 2551 with the -6 amendment requires covered entities (i.e. state health plans, private health insurers, health care providers, and health care clearinghouses) that are required to file an annual financial statement with the Department of Consumer and Business Services (DCBS) to also file a protection of health information report demonstrating compliance with federal and state laws protecting individually identifiable health information. The bill specifies what this report must include. In addition, the bill requires health care facilities (i.e. hospitals, long term care facilities, ambulatory surgical centers, freestanding birthing centers, outpatient renal dialysis centers) to file a protection of health information report with the Oregon Health Authority no later than 120 days following the close of the fiscal year. OHA is required to prescribe the form for submitting this report. The bill sunsets on January 2, 2020.

Oregon Health Authority (OHA) and Department of Consumer and Business Services (DCBS)

The receipt of protection of health information reports will have minimal impact to DCBS and OHA. However, note that the bill is silent on what OHA and DCBS are required to do with these submitted reports. If OHA and DCBS are expected to actively track and review these reports, the agencies may incur costs to modify databases, as well as additional staffing costs to review the reports.

Oregon Health Sciences University (OHSU)

The bill is anticipated to have a minimal fiscal impact OHSU.