

# Senate Bill 227

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## 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 **as introduced**.

Authorizes establishment, from information maintained in Oregon Trauma Registry, of registry of information related to brain injury trauma.

Specifies additional circumstances under which individually identifiable information may be released from Oregon Trauma Registry.

Makes technical changes.

## A BILL FOR AN ACT

1  
2 Relating to use of information related to trauma injury; amending ORS 431.623 and 431.635.

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

4 **SECTION 1.** ORS 431.623 is amended to read:

5 431.623. (1) The Emergency Medical Services and Trauma Systems Program is created within the  
6 Oregon Health Authority for the *[purpose of]* **following purposes:**

7 (a) Administering and regulating ambulances[.];

8 (b) Training and licensing emergency medical services providers[.];

9 (c) Establishing and maintaining emergency medical systems, including trauma systems[.]; and

10 (d) Maintaining the Oregon Trauma Registry[ *as necessary*] for **purposes related to** trauma  
11 reimbursement, system quality assurance and *[ensuring]* cost efficiency.

12 (2) *[For purposes of ORS 431.575 to 431.619 and ORS chapter 682,]* The duties vested in the au-  
13 thority **under ORS 431.575 to 431.619 and ORS chapter 682** shall be performed by the *[Emergency*  
14 *Medical Services and Trauma Systems]* program.

15 (3) The program shall be administered by a director.

16 (4) *[With moneys transferred to the program by ORS 442.625,]* The director of the program shall  
17 apply *[those]* moneys **transferred to the program under ORS 442.625** to:

18 (a) Developing state and regional standards of care;

19 (b) Developing a statewide educational curriculum to teach standards of care;

20 (c) Implementing quality improvement programs;

21 (d) Creating a statewide data system for prehospital care; and

22 (e) Providing ancillary services to enhance *[Oregon's]* **this state's** emergency medical service  
23 system.

24 (5) The director of the program shall adopt rules for the Oregon Trauma Registry[  
25 *establishing*]. **Rules adopted under this subsection must establish:**

26 (a) The information that must be reported by trauma centers **to the program for inclusion in**  
27 **the Oregon Trauma Registry;**

28 (b) The form and frequency of reporting **information under paragraph (a) of this**

**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.

1 subsection; and

2 (c) Procedures and standards for the administration of the **Oregon Trauma** Registry.

3 **(6) The director of the program may adopt rules establishing, from information main-**  
 4 **tained in the Oregon Trauma Registry, a registry of information related to brain injury**  
 5 **trauma.**

6 **SECTION 2.** ORS 431.635 is amended to read:

7 431.635. (1) As used in this section, “individually identifiable information” means:

8 (a) Individually identifiable health information as that term is defined in ORS 179.505; and

9 (b) Information that could be used to identify a health care provider, ambulance service medical  
 10 transportation agency or health care facility.

11 (2) Notwithstanding ORS 431.627, individually identifiable information may be released from the  
 12 Oregon Trauma Registry:

13 (a) For use in executive session to conduct specific case reviews by:

14 (A) The State Trauma Advisory Board or any area trauma advisory board;

15 (B) The State Emergency Medical Service Committee; or

16 (C) The Emergency Medical Services for Children Advisory Committee.

17 **(b) To the Oregon Health Authority for purposes related to the administration of public**  
 18 **health programs, including:**

19 **(A) The establishment of a registry of information related to brain injury trauma as de-**  
 20 **scribed in ORS 431.623 (6); and**

21 **(B) The performance of epidemiological investigations of the causes of and risk factors**  
 22 **associated with trauma injuries.**

23 *[(b)] (c) [For quality assurance or quality improvement purposes]* To an emergency medical ser-  
 24 vices provider or a designated trauma center **for purposes related to quality of service assurance**  
 25 **and improvement**, if the information is related to the treatment of an individual by the provider  
 26 or center.

27 **(d) To the Department of Human Services for purposes related to enabling the depart-**  
 28 **ment to plan for and provide services to individuals adversely affected by trauma injuries,**  
 29 **if the department agrees to use the information only for the purposes described in this par-**  
 30 **agraph and to maintain the confidentiality of the information.**

31 *[(c)] (e)* To a person conducting research *[only]* if:

32 **(A)** An institutional review board has approved the research in accordance with 45 C.F.R. part  
 33 46; and

34 **(B)** The person agrees to maintain the confidentiality of the information.

35 (3) The Oregon Health Authority may release only the minimum amount of individually iden-  
 36 tifiable information necessary to carry out the purposes for which *[it]* **the information** is released  
 37 under this section.

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