

**PROPOSED AMENDMENTS TO
HOUSE BILL 2758**

1 On page 1 of the typed amendments to House Bill 2758 dated April 6 (HB
2 2758-4), line 1, before the period insert “and after ‘ORS’ insert ‘419B.050,’”.

3 On page 5, after line 8, insert:

4 **“SECTION 13.** ORS 419B.050 is amended to read:

5 **“419B.050. (1) As used in this section, ‘health care provider’ has the**
6 **meaning given that term in ORS 192.556.**

7 **“(2) A health care provider shall make a report of abuse, in ac-**
8 **cordance with ORS 419B.015, if the provider receives from a patient a**
9 **confidential communications request, as defined in section 2 of this**
10 **2015 Act, and the patient:**

11 **“(a) Is an unemancipated minor under 19 years of age; and**

12 **“(b) The patient states in the confidential communications request**
13 **that disclosure of all or part of a communication regarding the patient**
14 **may lead to harassment or abuse of the patient or may undermine the**
15 **patient’s ability to access health care.**

16 **“[(1)] (3) Upon notice by a law enforcement agency, the Department of**
17 **Human Services, a member agency of a county multidisciplinary child abuse**
18 **team or a member of a county multidisciplinary child abuse team that a child**
19 **abuse investigation is being conducted under ORS 419B.020, a health care**
20 **provider must permit the law enforcement agency, the department, the**
21 **member agency of the county multidisciplinary child abuse team or the**
22 **member of the county multidisciplinary child abuse team to inspect and copy**

1 medical records, including, but not limited to, prenatal and birth records, of
2 the child involved in the investigation without the consent of the child, or
3 the parent or guardian of the child. A health care provider who in good faith
4 disclosed medical records under this section is not civilly or criminally liable
5 for the disclosure.

6 “[*(2) As used in this section, ‘health care provider’ has the meaning given*
7 *that term in ORS 192.556.*].”

8 In line 9, delete “13” and insert “14”.

9 In line 11, delete “14” and insert “15”.

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