

Testimony submitted via email.

Chair Greenlick and members of the Health Care Committee,

The intent of HB 2408 is to increase student access to school-based mental health providers and to fund pilot program that uses trauma-informed approaches. Oregon families are besieged by economic uncertainty because of unaffordable housing and low paying service sector work with unpredictable hours that has resulted from decades of off-shoring, software and robots. Now health care is at stake. Headlines yesterday in the Portland Business Journal: [GOP health plan could cost 465K Oregonians their coverage, and the state \\$2.6B in revenue](http://www.bizjournals.com/portland/news/2017/03/16/gop-health-plan-could-cost-465k-oregonians-their.html)

It's hard for a child to deflect 21st Century traumas (and I've only named a few) when our country allows staggering income inequality and wears blinders while the environment collapses.

So yes, we need to address students' mental health.

But the University of Oregon was the poster child for bad manners and legal jeopardy when it comes to student privacy intersecting in mental health. Despite these two footnotes in Wikipedia, USED has not resolved how to fix the HIPAA/FERPA problem in higher education.

· Mangan, Katherine (March 5, 2015). "[Just How Private Are College Students' Campus Counseling Records?](#)". *The Chronicle of Higher Education*. Retrieved 17 March 2015.

· Pryal, Katie Rose Guest (March 2, 2015). "[Raped on Campus? Don't Trust Your College to Do the Right Thing](#)". *The Chronicle of Higher Education*.

HB 2408 should be amended to do just that. That is no simple task since School Based Health Centers get their funding from different sources.

I've attached the Business Associate Agreement between Virginia Garcia and Washington County. Virginia Garcia must comply with FERPA guidelines for confidentiality, while the County complies with HIPAA. The latter is relevant to recoup reimbursements from all third party payers, including the Oregon Health Plan.

This committee should consider how student data might be shared for research purposes—including public health.

Please include an amendment to convene a task force that includes parents and high school students to ensure confidentiality of sensitive student health records in School Based Health Centers.

Respectfully,
Kris Alman MD

<http://www.bizjournals.com/portland/news/2017/03/16/gop-health-plan-could-cost-465k-oregonians-their.html>

<http://www.chronicle.com/article/Just-How-Private-Are-College/228229/>

<http://www.chronicle.com/article/Raped-on-Campus-Don-t-Trust/228093/>