

To the Senate Health Care Committee:

I am **strongly opposed to SB 215** for the following reasons:

- **Section 1, Definitions (4) "ORDER"** Does ORDER eventually become 'ORDERS' over time. evaluations.**medical treatment that is necessary**.... Medical science is the absolute worst when it comes to safe, effective treatments based on reliable, un-biased, independent science even when described as evidence based. *Where is the outside independent third party assessment, critique, evaluation, beyond the advisory committee described in Section 5?*
- **Section 1 (7) "Rare disease" means disease, disorder, allergy, or mental health condition**.... This just about covers everyone in the United States dealing with something chronic. And this is a database base to collect information on these patients that are automatically enrolled (they would have to opt-out to be un-enrolled)? This sounds more like a medical database conceived by the NSA or special interests.
- **Section 2, 2(a)**unless the patient has requested **an opt-out of the database**. This immediately raises a red flag that the data collected and however it might be used (or abused) either anticipated or not, that the patient *should have* been presented with an *opt-in*. **Opt-in** means the merits of the data base and all the other operations all the unknowns, and all measures of accountability are fully known and explained to the patient and therefore can consent to be in. SB215 is so vague and *unaccountability* is written into the legislation. Only after the fact might a patient learned they were automatically "in" when in fact, the best provision to maintain even the notion of informed consent is for the patient to very deliberately and consciously "opted-in".
- **Section 5**. This section is implemented by unspecified members appointed by the director of the OHA. Where is the accountability in this Section?
- **Section 6. Confidentiality**.**not subject to civil or administrative subpoena or to discovery**... This language means the only way abuse, or inappropriate treatment/orders/behavior might be revealed or known beyond a very limited number of 'insiders' it would have to be leaked or go through whistleblowers who might become a victim of administrative retaliation. This database is conceived to be too secret, and lacks any accountability mechanism.
- **Section 7. Immunity from liability** Exactly!! Now this ACT is complete. No one is liable, no one is accountable, and one can only imagine how this legislation could easily be subverted to serve pharmaceutical or special interests who find some drug touted in the media as safe and effective, to treat some rare disease, disorder, allergy, or mental health condition. All that would be needed for a treatment to become a reality, an **ORDER** is this **ACT, SB215**. And no one could be held accountable, because Section 7 gives carte blanche immunity from liability.

Senators, of the Senate Health Committee; this is a terrible, problematic piece of legislation that is so vague and ripe for abuse.

Oppose SB215

Respectfully submitted,

Michael Framson

Medford, OR

541-772-6945