



Open Government Impact Statement

79th Oregon Legislative Assembly
2018 Regular Session

Measure: HB 4105

Only impacts on Original or Engrossed
Versions are Considered Official

Prepared by: Cameron D. Miles
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SUMMARY

Establishes penalty to be imposed by Department of Consumer and Business Services on employers that offer health insurance coverage to employees but that have employees working at least 30 hours per week who receive health care coverage through medical assistance program. Appropriates penalties collected by department to Oregon Health Authority for specified purposes.

Establishes remedy for employee who is retaliated against by employer for applying for or receiving medical assistance.

Takes effect on 91st day following adjournment sine die.

OPEN GOVERNMENT IMPACT

Legislative Counsel has not adopted standards for drafting measures that establish exemptions from disclosure of public records.

This measure imposes a penalty on employers with employees that receive health care coverage through a medical assistance program. It requires the Oregon Health Authority, the Employment Department, the Department of Consumer and Business Services and the Department of Revenue to enter into interagency data-sharing agreements to facilitate the determination and collection of the penalty. The measure prohibits disclosure of shared data identifying recipients of medical assistance.

The protected data likely could not be subject to mandatory disclosure under public records law as it would still be protected by federal and state law.