

FISCAL IMPACT OF PROPOSED LEGISLATION

80th Oregon Legislative Assembly – 2019 Regular Session
Legislative Fiscal Office

Measure: SB 703 - A

*Only Impacts on Original or Engrossed
Versions are Considered Official*

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Measure Description:

Prohibits commercial sale of health information by covered entity, business associate, subcontractor, as defined by Health Insurance Portability and Accountability Act of 1996, or other third party, without authorization of individual whose health information would be included in sale.

Government Unit(s) Affected:

Department of Consumer and Business Services (DCBS), Oregon Health Authority (OHA), Legislative Assembly, Legislative Policy and Research Office (LPRO)

Analysis:

This fiscal impact statement is for the purpose of transmitting the measure from the Senate Committee on Judiciary to the Joint Committee on Ways and Means.

The measure establishes the 16-member Task Force on Protecting Health Information charged with researching the sale of protected health information and the use of protected health information for commercial purposes; and recommending whether an individual should have a property right or a privacy right in the individual’s health information. The task force must report its findings and recommendations to the Legislature by December 1, 2019. The task force sunsets on December 1, 2020. The Legislative Policy and Research Office is directed to provide staffing support to the task force. Appointed members of the Legislative Assembly, the Department of Consumer and Business Services, and the Oregon Health Authority are required to serve on the task force.

The measure is anticipated to have an impact on the Legislative Policy and Research Office, the Legislative Assembly, the Department of Consumer and Business Services, and the Oregon Health Authority.

A more complete fiscal analysis on the measure will be prepared as the measure is considered in the Joint Committee on Ways and Means.

Further Analysis Required