

SB 23-1
(LC 369)
2/21/19 (LHF/ps)

Requested by SENATE COMMITTEE ON HEALTH CARE (at the request of the Oregon Health Authority)

**PROPOSED AMENDMENTS TO
SENATE BILL 23**

1 On page 1 of the printed bill, delete lines 5 through 29 and delete pages
2 2 and 3 and insert:

3 **“SECTION 1.** ORS 442.120, as amended by section 7, chapter 50, Oregon
4 Laws 2018, is amended to read:

5 “442.120. (1) In order to provide data essential for health planning pro-
6 grams:

7 “[*(1) The Oregon Health Authority may request, by July 1 of each year,*
8 *each general hospital to file with the authority ambulatory surgery and inpa-*
9 *tient discharge abstract records covering all patients discharged during the*
10 *preceding calendar year. The ambulatory surgery and inpatient discharge ab-*
11 *stract record for each patient must include the following information, and may*
12 *include other information deemed necessary by the authority for developing or*
13 *evaluating statewide health policy;]*

14 “[*(a) Date of birth;*]

15 “[*(b) Sex;*]

16 “[*(c) Race and ethnicity;*]

17 “[*(d) Primary language;*]

18 “[*(e) Disability;*]

19 “[*(f) Zip code;*]

20 “[*(g) Inpatient admission date or outpatient service date;*]

21 “[*(h) Inpatient discharge date;*]

1 “[(i) *Type of discharge;*]

2 “[(j) *Diagnostic related group or diagnosis;*]

3 “[(k) *Type of procedure performed;*]

4 “[(L) *Expected source of payment, if available;*]

5 “[(m) *Hospital identification number; and*]

6 “[(n) *Total hospital charges.*]

7 “[(2) *By July 1 of each year, the authority may request from ambulatory*
8 *surgical centers licensed under ORS 441.015 ambulatory surgery discharge*
9 *abstract records covering all patients admitted during the preceding year.*
10 *Ambulatory surgery discharge abstract records must include information sim-*
11 *ilar to that requested from general hospitals under subsection (1) of this sec-*
12 *tion.*]

13 “[(3) *By July 1 of each year, the authority may request from extended stay*
14 *centers licensed under section 2, chapter 50, Oregon Laws 2018, extended stay*
15 *center discharge abstract records covering all patients admitted during the*
16 *preceding year. Extended stay center discharge abstract records must include*
17 *information prescribed by the authority by rule.*]

18 “[(4) *In lieu of abstracting and compiling the records itself, the authority*
19 *may solicit the voluntary submission of the data described in subsections (1)*
20 *to (3) of this section to enable the authority to carry out its responsibilities*
21 *under this section. If such data are not available to the authority on an annual*
22 *and timely basis,*]

23 “**(a) The Oregon Health Authority shall obtain directly from each**
24 **hospital licensed to operate in this state, or from a third party working**
25 **on behalf of or by contract with the hospital, the following informa-**
26 **tion prescribed by the authority by rule:**

27 “**(A) Ambulatory surgery discharge abstract records;**

28 “**(B) Inpatient discharge abstract records; and**

29 “**(C) Emergency department discharge abstract records.**

30 “**(b) The authority shall obtain directly from each ambulatory sur-**

1 **gical center licensed to operate in this state, or from a third party**
2 **working on behalf of or by contract with the ambulatory surgical**
3 **center, the following information prescribed by the authority by rule:**

4 **“(A) Ambulatory surgery discharge abstract records; and**

5 **“(B) Discharge abstract records of patients discharged from ex-**
6 **tended stay centers licensed under section 2, chapter 50, Oregon Laws**
7 **2018, that are affiliated with the ambulatory surgical center.**

8 **“(2) The authority** may establish by rule a fee to be charged to each
9 *[hospital,] ambulatory surgical center [or extended stay center].*

10 *“[(5)] (3) The fee established under subsection [(4)] (2) of this section may*
11 *not exceed the cost of abstracting and compiling the records.*

12 *“[(6)] (4) The authority may specify by rule the form in which records are*
13 *to be submitted. If the form adopted by rule requires conversion from the*
14 *form regularly used by a hospital, ambulatory surgical center or extended*
15 *stay center, reasonable costs of such conversion shall be paid by the au-*
16 *thority.*

17 *“[(7) Abstract records must include a patient identifier that allows for the*
18 *statistical matching of records over time to permit public studies of issues re-*
19 *lated to clinical practices, health service utilization and health outcomes.*
20 *Provision of such a patient identifier must not allow for identification of the*
21 *individual patient.]*

22 *“[(8) In addition to the records required in subsection (1) of this section,*
23 *the authority may obtain abstract records for each patient that identify specific*
24 *services, classified by International Classification of Disease Code, for special*
25 *studies on the incidence of specific health problems or diagnostic practices.*
26 *However, nothing in this subsection shall authorize the publication of specific*
27 *data in a form that allows identification of individual patients or licensed*
28 *health care professionals.]*

29 *“[(9)] (5) The authority may provide by rule for the submission of*
30 **ambulatory surgery, inpatient and emergency department discharge**

1 **abstract** records for enrollees in a health maintenance organization [*from a*
2 *hospital, ambulatory surgical center or extended stay center associated with*
3 *such an organization*] in a form the authority determines appropriate to the
4 authority's needs for [*such*] **the** data and the organization's record keeping
5 and reporting systems for charges and services.

6 **“(6) The authority shall notify any entity submitting data under**
7 **this section of any changes to the data sets that must be submitted,**
8 **no later than July 1 of the calendar year preceding the effective date**
9 **of the changes.**

10 **“(7) The authority may contract with a third party to receive and**
11 **process the records submitted under this section.**

12 **“SECTION 2. ORS 442.120 is added to and made a part of ORS**
13 **chapter 442.”.**

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