

SENATE AMENDMENTS TO SENATE BILL 781

By COMMITTEE ON HEALTH CARE

April 19

1 Delete lines 4 through 28 of the printed bill and insert:

2 “**SECTION 1.** ORS 438.430 is amended to read:

3 “438.430. (1) Except as otherwise provided in ORS 438.010 to 438.510, a clinical laboratory shall
4 examine specimens only at the request of a physician, dentist, or other person authorized by law to
5 use the findings of laboratory examinations.

6 “(2) A person may not report the result of any test, examination, or analysis of a specimen
7 submitted for evidence of human disease except to:

8 “(a) The patient **or the patient’s authorized representative, unless the physician, dentist**
9 **or other person requesting the laboratory test, examination or analysis under subsection (1)**
10 **of this section notifies the clinical laboratory of a reasonable belief that an exception applies**
11 **to the prohibition on information blocking under 42 U.S.C. 300jj-52; and**

12 “(b) A physician, dentist, their agents, or other person authorized by law to employ the results
13 [thereof] in the conduct of a practice or in the fulfillment of official duties.

14 “[*(3) A clinical laboratory shall provide the results of a test, examination or analysis of a specimen*
15 *submitted by a patient in writing to the patient:*]

16 “[*(a) Not sooner than seven days after receiving a request for the results from the patient; or*]

17 “[*(b) Immediately upon receiving authorization from the doctor, dentist or other person who re-*
18 *quested the test, examination or analysis to provide the results to the patient.*]

19 “**(3) Except as provided in subsection (2) of this section, a clinical laboratory or the**
20 **designee of the laboratory, after verifying the identity of the requester and after determining**
21 **the results are ready for release, shall without unreasonable delay provide the results of a**
22 **test, examination or analysis of a specimen submitted by a patient in writing to the patient**
23 **or the patient’s authorized representative.”.**

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