

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: SB 110

81st Oregon Legislative Assembly – 2021 Regular Session
Legislative Fiscal Office

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

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Measure Description:

Repeals sunset on early discussion and resolution program for resolving adverse health care incidents.

Government Unit(s) Affected:

Oregon Health Authority (OHA), Oregon Patient Safety Commission, Department of Consumer and Business Services (DCBS), Counties, Oregon Health Sciences University (OHSU), Oregon Judicial Department (OJD)

Summary of Fiscal Impact:

Costs related to the measure are anticipated to be minimal - See explanatory analysis.

Analysis:

SB 110 repeals the December 31, 2023 sunset on the Early Discussion and Resolution (EDR) program for resolving adverse health care incidents within the Oregon Patient Safety Commission (OPSC). The bill also adds certain exclusions to the type of information allowed in a policy or contract of insurance or indemnity, as well as the provision of information by insurers related to an adverse health care incident for credentialing purposes.

The EDR program was established in 2013 and provides a forum for conversations between patients, healthcare providers, and facilities when care results in serious harm or death. The EDR program currently receives \$1.95 million General Fund in pass-through funding from the Oregon Health Authority (OHA). Note that OSPC is a semi-independent state agency subject to ORS 182.456 to 182.472, and the agency’s budget is not subject to Executive Branch review, or approval or modification by the Legislative Assembly.

The bill has no fiscal impact in 2021-23. Should the bill not pass, the EDR program would sunset on December 31, 2023, which would reduce the need for 75% (18 months) of the EDR’s budget for the 2023-25 biennium.