

HB 4150 STAFF MEASURE SUMMARY

Carrier: Sen. Campos

Senate Committee On Health Care

Action Date: 02/21/24

Action: Do pass.

Vote: 5-0-0-0

Yeas: 5 - Bonham, Campos, Gorsek, Hayden, Patterson

Fiscal: Has minimal fiscal impact

Revenue: No revenue impact

Prepared By: Daniel Dietz, LPRO Analyst

Meeting Dates: 2/21

WHAT THE MEASURE DOES:

The measure authorizes the Oregon Health Authority (OHA) to provide electronic notification to a health care practitioner when the practitioner’s patient has experienced an overdose.

Detailed Summary:

Applies when a patient experiences an overdose that is fatal or nonfatal. Specifies that OHA or a third party may notify a provider who has issued a prescription that was dispensed to the patient within the last year. Prohibits the disclosure of information about the overdose to a professional regulatory board for disciplinary purposes. Restricts OHA or the third party from maintaining related records for more than one year. Sunsets on January 1, 2028. Takes effect on the 91st day following adjournment sine die.

ISSUES DISCUSSED:

- Process for notifying providers using secure messages
- Privacy protections for personal health information, including applicability of the Health Insurance Portability and Accountability Act (1996)
- One-year limit for OHA or a third party to maintain related data

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The Oregon Prescription Drug Program (PDPM) was established in 2009 to collect information regarding the prescription of Schedules II, III, and IV controlled substances, gabapentin, and naloxone dispensed from Oregon pharmacies and to Oregon residents from non-resident pharmacies. Licensed healthcare providers and pharmacists may be authorized for an account to access information from the PDMP system. While providers may access prescription information using PDMP access, the system does not alert providers who issue prescriptions when a patient experiences overdose.