

**Minority Report**  
**A-Engrossed**  
**Senate Bill 1598**

Ordered by the House February 27  
Including House Minority Report Amendments dated February 27

Sponsored by nonconcurring members of the House Committee on Health Care: Representatives DIEHL, HARBICK

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: Updates the preventive health services that must be covered by some health benefit plans. Gives the Public Health Officer the power to make some health benefit plans provide coverage for vaccines. Gives the Public Health Officer the power to issue a standing order for a prescription. Takes effect when the Governor signs it. (Flesch Readability Score: 62.4).

Requires certain health benefit plans to provide coverage for preventive health services in accordance with federal rules in effect on June 30, 2025, and immunizations recommended by the Public Health Officer in the future.

Authorizes the Public Health Officer, or designated physician, to issue a standing order for a prescription to control, prevent, mitigate or treat any infectious or noninfectious disease or other significant public health concern.

Declares an emergency, effective on passage.

**A BILL FOR AN ACT**

1  
2 Relating to access to health services; creating new provisions; amending ORS 743A.262; and declar-  
3 ing an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

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6 **COMMERCIAL COVERAGE OF PREVENTIVE HEALTH SERVICES**

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8 **SECTION 1.** ORS 743A.262 is amended to read:

9 743A.262. (1) Notwithstanding any other provision of law, a health benefit plan that is not a  
10 grandfathered health plan **must provide coverage of the following:**

11 [(1)] (a) [Must provide coverage of preventive health services as] **Preventive health services**  
12 prescribed by the United States Department of Health and Human Services pursuant to 42 U.S.C.  
13 300gg-13 in rules adopted and in effect on [January 1, 2023; and] **June 30, 2025.**

14 [(2) May not impose cost-sharing requirements on an enrollee for preventive health services, except  
15 as allowed by federal law.]

16 (b) **Immunizations recommended by the Public Health Officer appointed under ORS**  
17 **431.045 pursuant to subsection (2) of this section.**

18 (2)(a) **In order to promote a legitimate medical purpose, the Public Health Officer may**  
19 **issue evidence-based recommendations for immunizations.**

20 (b) **In issuing the recommendations, the Public Health Officer shall consider evidence-**  
21 **based guidance and recommendations from medical and scientific organizations.**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [italic and bracketed] is existing law to be omitted. New sections are in **boldfaced** type.



1 trol, prevent, mitigate or treat any infectious or noninfectious disease or other significant  
2 public health concern.

3 (b) In developing a standing order, the Public Health Officer shall rely upon evidence and  
4 consider guidance and recommendations from medical and scientific organizations.

5 (3)(a) A standing order issued under this section must:

6 (A) Promote a legitimate medical purpose.

7 (B) Specify the class of individuals for whom the order is intended to benefit.

8 (C) Describe any special instructions for use of the drug or device prescribed by the  
9 standing order.

10 (D) Describe any special instructions for practitioners to administer, deliver or dispense  
11 the drug or device prescribed by the standing order.

12 (E) Specify whether the standing order applies statewide or to a specific geographic area  
13 in this state.

14 (F) Comply with accepted medical standards in this state.

15 (b) A standing order issued under this section may include appropriate recommendations  
16 for follow-up care.

17 (4) The Public Health Officer or the physician described in subsection (2) of this section  
18 may withdraw a standing order at any time.

19 (5)(a) Except as provided in paragraph (b) of this subsection, the Public Health Officer  
20 or the physician described in subsection (2) of this section shall, before issuing a standing  
21 order under this section, solicit input from the local health officers, as defined by ORS  
22 431.003, for the geographic area to which the standing order will apply, and may solicit input  
23 from other stakeholders.

24 (b) The Public Health Officer or the physician described in subsection (2) of this section  
25 is not required to solicit input under paragraph (a) of this subsection if the Public Health  
26 Officer or physician determines that soliciting input would result in a delay that is likely to  
27 endanger the public health.

28 (6)(a) Notwithstanding any other provision of law, the state, the Public Health Officer and  
29 the physician described in subsection (2) of this section are immune from civil or criminal  
30 liability or professional disciplinary action related to the issuance of a standing order, except  
31 for acts or omissions constituting gross negligence or willful or wanton misconduct.

32 (b) A practitioner who prescribes, dispenses or administers drugs or devices in good faith  
33 under a standing order issued under this section is immune from civil or criminal liability.

34 (c) This section does not create a private cause of action.

35 (7) The authority may adopt rules necessary to carry out this section.

36 (8) A standing order issued under this section shall not require a person to receive, use  
37 or administer a drug or device or withhold a drug or device from a person.

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39 CAPTIONS

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41 **SECTION 3.** The unit captions used in this 2026 Act are provided only for the convenience  
42 of the reader and do not become part of the statutory law of this state or express any leg-  
43 islative intent in the enactment of this 2026 Act.

44  
45 EFFECTIVE DATE

1        **SECTION 4. This 2026 Act being necessary for the immediate preservation of the public**  
2        **peace, health and safety, an emergency is declared to exist, and this 2026 Act takes effect**  
3        **on its passage.**

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