

Requested by Representative ELMER

**PROPOSED AMENDMENTS TO
HOUSE BILL 4147**

1 On page 1 of the printed bill, line 2, delete “creating new provisions;
2 amending ORS 657.665;”.

3 Delete lines 5 through 25 and delete pages 2 through 8 and insert:

4 **“SECTION 1. As used in sections 1 to 5 of this 2026 Act:**

5 **“(1)(a) ‘Employee’ means any person, including noncitizens and**
6 **minors, employed for remuneration by an employer for at least 30**
7 **hours per week.**

8 **“(b) ‘Employee’ does not mean:**

9 **“(A) Any person who volunteers or donates services performed for**
10 **no remuneration or without expectation or contemplation of**
11 **remuneration as the adequate consideration for the services performed**
12 **for a religious or charitable institution or a governmental entity; or**

13 **“(B) An independent contractor.**

14 **“(2)(a) ‘Employer’ means a person who employs 500 or more em-**
15 **ployees in this state.**

16 **“(b) ‘Employer’ does not mean a tribal government.**

17 **“(3) ‘Medical assistance’ has the meaning given that term in ORS**
18 **414.025.**

19 **“(4) ‘Medical assistance recipient’ means a recipient of medical as-**
20 **sistance from any program operated by the Oregon Health Authority,**
21 **including the Cover All People program established in ORS 414.231.**

1 “(5) ‘Protected health information’ has the meaning given that
2 term in ORS 192.556.

3 “(6) ‘Tribal government’ means:

4 “(a) A tribal government as defined in ORS 181A.940; or

5 “(b) A federally recognized Indian tribe.

6 “SECTION 2. (1) Not later than June 30 of each year, the Oregon
7 Health Authority, in collaboration with the Department of Human
8 Services and the Employment Department, shall submit a report to
9 the interim committees of the Legislative Assembly related to health
10 care, in the manner provided by ORS 192.245, and to the Legislative
11 Fiscal Officer, that includes the following information for the preced-
12 ing state fiscal year:

13 “(a) Aggregated statewide information regarding:

14 “(A) The total number of medical assistance recipients who are
15 employees;

16 “(B) The total number of medical assistance recipients who are
17 employees, distributed by:

18 “(i) Employer size;

19 “(ii) Employer industry; and

20 “(iii) Employer region; and

21 “(C) The cost of providing medical assistance to employees.

22 “(b) For state fiscal years beginning on or after July 1, 2028, anal-
23 ysis of statewide trends related to the number of medical assistance
24 recipients who are employees, as compared to earlier years.

25 “(c) For each of the 20 employers with the highest total number of
26 employees who are medical assistance recipients:

27 “(A) A description of the industry in which the employer does
28 business in this state, using the North American Industry Classifica-
29 tion System code associated with the employer;

30 “(B) The total number of medical assistance recipients who are

1 employees of the employer; and

2 “(C) The cost of providing medical assistance to the employees of
3 the employer.

4 “(2) A report required under this section:

5 “(a) Must identify or describe employers by industry;

6 “(b) May not include an employer’s name; and

7 “(c) May not include any personally identifiable information or
8 protected health information of an employee whose information is in-
9 cluded in the report.

10 “(3) The collection, storage and release of health care data and
11 other information under sections 1 to 5 of this 2026 Act is subject to
12 the privacy regulations of the federal Health Insurance Portability and
13 Accountability Act.

14 “SECTION 3. The Oregon Health Authority shall publish a report
15 described in section 2 of this 2026 Act on the authority’s website no
16 later than 10 days after the authority submits the report as required
17 under section 2 of this 2026 Act.

18 “SECTION 4. The Oregon Health Authority, the Department of
19 Human Services and the Employment Department may enter into an
20 interagency agreement for the purposes of sections 1 to 5 of this 2026
21 Act. An interagency agreement under this section must include pro-
22 visions for:

23 “(1) Good faith cooperation among the authority, the Department
24 of Human Services and the Employment Department to enable the
25 authority to carry out its duties and responsibilities under law or un-
26 der the agreement;

27 “(2) The sharing of resources and information necessary for the
28 authority to carry out its duties and responsibilities under law or un-
29 der the agreement, to the extent permitted by law; and

30 “(3) Ensuring the privacy and security of information shared under

1 the agreement.

2 **“SECTION 5.** The Oregon Health Authority, the Department of
3 Human Services and the Employment Department may adopt rules
4 necessary to carry out the provisions of sections 1 to 5 of this 2026 Act.

5 **“SECTION 6.** (1) Sections 1 to 5 of this 2026 Act become operative
6 on January 1, 2027.

7 **“(2)** The Oregon Health Authority, the Department of Human Ser-
8 vices and the Employment Department may take any action before the
9 operative date specified in subsection (1) of this section that is neces-
10 sary to enable the authority and the departments to exercise, on and
11 after the operative date specified in subsection (1) of this section, all
12 of the duties, functions and powers conferred on the authority and the
13 departments by sections 1 to 5 of this 2026 Act.

14 **“SECTION 7.** This 2026 Act takes effect on the 91st day after the
15 date on which the 2026 regular session of the Eighty-third Legislative
16 Assembly adjourns sine die.”.