



## Open Government Impact Statement

81st Oregon Legislative Assembly  
2021 Regular Session

## Measure: HB 2044

Only impacts on Original or Engrossed  
Versions are Considered Official

---

Prepared by: Cameron D. Miles  
Date: 1/29/2021

---

### SUMMARY

Allows Department of Consumer and Business Services to access data in All Payer All Claims database by certifying data will only be used to carry out department's duties.

Protects from disclosure personally identifiable information about consumers who report to department price increases for prescriptions drugs. Requires pharmaceutical manufacturers to report to department information about patient assistance programs offered to consumers for certain new prescription drugs introduced for sale in United States.

Requires all insurers offering health benefit plans to annually report to department data about prescription drugs covered by plans.

### OPEN GOVERNMENT IMPACT

Legislative Counsel has not adopted standards for drafting measures that establish exemptions from disclosure of public records.

This measure exempts from public disclosure personally identifiable information obtained by the Department of Consumer and Business Services from the All Payer All Claims database. The measure also exempts from public disclosure personally identifiable information about a consumer who notifies the department of an increase in the price of a prescription drug.

If those public records that could be subject to public disclosure were instead subject to mandatory disclosure under public records law, health care data and other information would more likely be made public. Additionally, the identity of consumers that report increases in prescription drug prices could be made public.