

## HB 2440 -1 STAFF MEASURE SUMMARY

### House Committee On Early Childhood and Human Services

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**Prepared By:** Matthew Perreault, LPRO Analyst

**Meeting Dates:** 3/13

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#### WHAT THE MEASURE DOES:

Establishes restrictions for entities that participate in community information exchange to access, use, and disclose personal information of clients served by exchange. Requires that entity may only access, use, or disclose information as provided in authorization provided by individual. Prohibits entity from retaining information beyond authorized time period, conditioning referral for social services upon authorization, or selling information without authorization. Specifies parameters of authorization to access, use, and disclose information and allows individual to withdraw authorization. Declares emergency, effective on passage.

*REVENUE: May have revenue impact, but no statement yet issued*

*FISCAL: May have fiscal impact, but no statement yet issued*

#### ISSUES DISCUSSED:

##### EFFECT OF AMENDMENT:

-1 Clarifies ability of participating entity to condition referral for social services on individual's authorization. Allows entity to access, use, or disclose personal information to comply with legal obligation or reporting requirements. Prohibits entity from disclosing personal information to third party without individual's authorization and third party's agreement to conditions. Extends window of authorization from one to ten years. Clarifies requirements for authorization. Specifies additional requirements for entity. Provides that federal and state laws may supersede provisions when necessary.

*REVENUE: May have revenue impact, but no statement yet issued*

*FISCAL: May have fiscal impact, but no statement yet issued*

#### BACKGROUND:

A community information exchange (CIE) is a network of health care and social service partners that uses a digital platform that allows authorized access to things like a shared resource directory, "closed loop" referrals, reporting, social needs screening, and other features designed to connect people to multiple supports and social services efficiently. House Bill 4150 (2022) directed the Health Information Technology Oversight Council within the Oregon Health Authority to convene a work group that made recommendations and produced a [report](#) on how the state could leverage CIEs to improve social and health outcomes. As part of its recommendations, the report advocated for enhancing privacy and security of information for individuals served by CIEs.

House Bill 2440 establishes restrictions for entities participating in CIEs to access, use, and disclose the personal information of clients and provides for method for clients to provide and withdraw their authorization.