

House Bill 3338

Sponsored by Representative TRAN

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 **as introduced**.

Requires health insurers, state health plans, health care providers and other covered entities to comply with request of individual or personal representative of individual to restrict or opt out of disclosure of protected health information of individual. Provides exception for public health activities, cases of emergency or as required by federal law.

A BILL FOR AN ACT

1
2 Relating to the disclosure of protected health information.

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

4 **SECTION 1. Section 2 of this 2023 Act is added to and made a part of ORS 192.553 to**
5 **192.581.**

6 **SECTION 2. Notwithstanding ORS 179.505, 192.558 (2) and (3) and 192.561, a covered entity**
7 **must comply with the request of an individual, or a personal representative of the individual,**
8 **to restrict or opt out of allowing the disclosure of protected health information of the indi-**
9 **vidual, except:**

10 (1) **For public health activities;**

11 (2) **In an emergency when authorization cannot practicably be obtained from the indi-**
12 **vidual or a personal representative of the individual; or**

13 (3) **If disclosure is required by federal law.**
14 _____

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.