



## Open Government Impact Statement

83rd Oregon Legislative Assembly  
2026 Regular Session

## Measure: HB 4088 - A

Only impacts on Original or Engrossed  
Versions are Considered Official

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### SUMMARY

Digest: The Act says that it is the policy of this state to make sure people are allowed to get certain kinds of health care, including care for their bodies and gender identity. The Act also makes changes to laws about helping the federal government and other states in cases arising involving this kind of care, makes some records and information private and says that midwives who give this kind of care will not get in trouble if they follow the rules. The new law starts right away. (Flesch Readability Score: 60.7).

Declares this state's policy to protect engagement in certain activities relating to reproductive health care and gender-affirming treatment.

Prohibits cooperation with law enforcement agencies of the federal government or other states in actions involving legally-protected reproductive or gender-affirming health care activities.

Modifies provisions regarding interstate actions involving legally-protected reproductive or gender-affirming health care activities.

Makes specified records and information confidential.

Provides protection from disciplinary action for direct entry midwives who provide reproductive health care and gender-affirming treatment under specified circumstances.

Declares an emergency, effective on passage.

### 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 individually identifiable information obtained by the Oregon Health Authority relating to applications for or receipt of legally-protected reproductive or gender-affirming health care activities, except to the extent an individual consent's to the information's disclosure. This measure also exempts from public disclosure circuit court cases relating to applications for legal change of sex of a person, including applications for simultaneous change of name and change of sex. Additionally, this measure expands the exemptions found in ORS 192.345 (43) to include images and home telephone numbers of individuals who are engaged in the provision of reproductive and gender-affirming health care services.

If those public records that could be subject to public disclosure were instead subject to mandatory disclosure under public records law, the public could gain information about individuals in this state who apply for, receive or are engaged in the provision of certain legally-protected reproductive or gender-affirming health care services.