

HOUSE AMENDMENTS TO HOUSE BILL 2221

By COMMITTEE ON JUDICIARY

April 7

1 On page 1 of the printed bill, line 4, after “418.796” delete the rest of the line and insert “,
2 419B.005 and 419B.050; and declaring an emergency.”.

3 On page 10, line 24, after “(1)” delete the rest of the line and lines 25 through 34.

4 In line 35, delete “(3)” and delete “team” and insert “county multidisciplinary child abuse team
5 established under ORS 418.747 or a child fatality review team established under section 20 of this
6 2005 Act”.

7 In line 38, delete “(4)” and insert “(2)”.

8 In line 43, delete “(5) A county multidisciplinary child abuse team or” and insert “(3)”.

9 On page 11, line 4, delete “(6)” and insert “(4)” and delete “covered entity,”.

10 On page 16, after line 45, insert:

11 “**SECTION 27.** ORS 419B.050 is amended to read:

12 “419B.050. (1) Upon notice by [*either*] a law enforcement agency, [*or*] the Department of Human
13 Services, **a member agency of a county multidisciplinary child abuse team or a member of a**
14 **county multidisciplinary child abuse team** that a child abuse investigation is being conducted
15 under ORS 419B.020, a health care provider [*may*] **must** permit the law enforcement agency, [*or*] the
16 department, **the member agency of the county multidisciplinary child abuse team or the**
17 **member of the county multidisciplinary child abuse team** to inspect and copy medical records,
18 including, but not limited to, prenatal and birth records, of the child involved in the investigation
19 without the consent of the child, or the parent or guardian of the child. A health care provider who
20 in good faith disclosed medical records under this section is not civilly or criminally liable for the
21 disclosure.

22 “(2)[*(a)*] As used in this section, ‘health care provider’ **has the meaning given that term in**
23 **ORS 192.519.** [*means a person licensed by one of the following agencies, or any employee of a person*
24 *licensed by one of the following agencies:*]

25 “[*(A)*] *State Board of Examiners for Speech-Language Pathology and Audiology;*]

26 “[*(B)*] *State Board of Chiropractic Examiners;*]

27 “[*(C)*] *State Board of Clinical Social Workers;*]

28 “[*(D)*] *Oregon Board of Licensed Professional Counselors and Therapists;*]

29 “[*(E)*] *Oregon Board of Dentistry;*]

30 “[*(F)*] *State Board of Denture Technology;*]

31 “[*(G)*] *Board of Examiners of Licensed Dietitians;*]

32 “[*(H)*] *State Board of Massage Therapists;*]

33 “[*(I)*] *State Mortuary and Cemetery Board;*]

34 “[*(J)*] *Board of Naturopathic Examiners;*]

35 “[*(K)*] *Oregon State Board of Nursing;*]

1 “(L) Board of Examiners of Nursing Home Administrators;]

2 “[(M) Oregon Board of Optometry;]

3 “[(N) State Board of Pharmacy;]

4 “[(O) Board of Medical Examiners;]

5 “[(P) Occupational Therapy Licensing Board;]

6 “[(Q) Physical Therapist Licensing Board;]

7 “[(R) State Board of Psychologist Examiners; or]

8 “[(S) Board of Radiologic Technology.]

9 “(b) For the purposes of this section, ‘health care provider’ includes a health care facility as de-
10 fined in ORS 442.015 and emergency medical technicians certified by the Department of Human Ser-
11 vices.]”.

12 On page 17, line 1, delete “27” and insert “28”.

13
