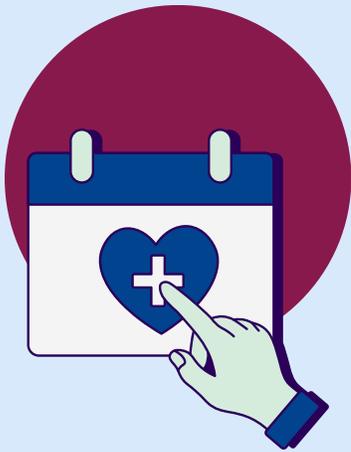


# HB 4088-4: STRENGTHENING PATIENT AND PROVIDER PRIVACY ACT



Oregonians believe that personal health care decisions should be made by individuals and our health care providers — not by politicians and the government.

After the U.S. Supreme Court overturned *Roe v. Wade*, Oregon led the nation by passing strong laws to protect reproductive and gender-affirming health care in our state. However, the federal government and other states have continued to aggressively attack these basic, personal, and private rights.

**This legislative session, Oregon has the vital opportunity to join the firewall of states that have strengthened state-level protections for health care providers and patients who are subject to abusive attacks by the federal government and out-of-state actors. We must continue to fight for our rights.**

## **HB 4088 — THE STRENGTHENING PATIENT AND PROVIDER PRIVACY ACT — SAFEGUARDS ACCESS TO ESSENTIAL HEALTH CARE IN FIVE WAYS:**

### **1. Strengthens Protections Against Out-of-State Actions**

Similar to laws passed by other states, HB 4088 strengthens Oregon law by:

- Prohibiting public agencies in Oregon from cooperating with federal and out-of-state actions that investigate legal reproductive or gender-affirming health care provided in Oregon.
- Prohibiting extraditions of non-fugitive health care providers or patients who provide or receive legal health care in Oregon.



## 2. Protects Patients' Private Health Data

HB 4088 restricts the Oregon Health Authority from disclosing individually-identifiable information of patients seeking reproductive or gender-affirming health care in Oregon.

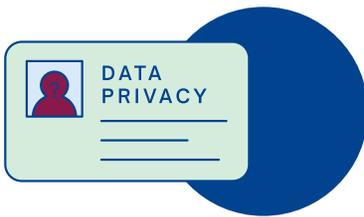


## 3. Expands Professional Protections for Providers

HB 4088 expands existing licensing protections to include midwives so they are not penalized by the licensing board for providing health care that is lawful in Oregon. This is consistent with current Oregon law that already provides licensing and malpractice insurance protections for many health care providers.

## 4. Protects Privacy of Name and Gender Marker Changes

HB 4088 strengthens privacy protections by ensuring that all name and gender marker changes that are filed at the same time become confidential records once filed in the court – restricting public view of these records. Current Oregon law allows individuals to request court records be sealed only for their legal gender marker changes.



## 5. Strengthens Providers' Privacy Protections

HB 4088 strengthens privacy protections to cover images and phone numbers for all those who engage in legal reproductive and gender-affirming health care in Oregon, including clinic managers, medical assistants, and peer support staff. Current Oregon law provides privacy protections for health care providers, but does not explicitly protect their images and phone numbers and does not cover all health care staff who need these protections.



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