

HR 6082

Overdose Prevention and Patient Safety Act

Congress: 115 (2017–2019, Ended)

Chamber: House

Policy Area: Health

Introduced: Jun 13, 2018

Current Status: Received in the Senate and Read twice and referred to the Committee on Health, Education, Labor, and

Latest Action: Received in the Senate and Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (Jun 21, 2018)

Official Text: <https://www.congress.gov/bill/115th-congress/house-bill/6082>

Sponsor

Name: Rep. Mullin, Markwayne [R-OK-2]

Party: Republican • **State:** OK • **Chamber:** Senate

Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Blumenauer, Earl [D-OR-3]	D · OR		Jun 13, 2018
Rep. Walden, Greg [R-OR-2]	R · OR		Jun 14, 2018

Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred To	Jun 13, 2018
Health, Education, Labor, and Pensions Committee	Senate	Referred To	Jun 21, 2018

Subjects & Policy Tags

Policy Area:

Health

Related Bills

Bill	Relationship	Last Action
115 HR 5807	Related bill	Jul 24, 2018: Referred to the Subcommittee on Crime, Terrorism, Homeland Security, and Investigations.
115 HRES 949	Procedurally related	Jun 20, 2018: Motion to reconsider laid on the table Agreed to without objection.
115 HR 5795	Related bill	Jun 12, 2018: Placed on the Union Calendar, Calendar No. 559.

Overdose Prevention and Patient Safety Act

This bill amends the Public Health Service Act to align federal privacy standards for substance use disorder (SUD) patient records more closely with standards under the Health Insurance Portability and Accountability Act (HIPAA). Specifically, the bill authorizes the disclosure of SUD patient records without a patient's written consent to: (1) a covered entity for the purposes of treatment, payment, and health care operations, as long as the disclosure is made in accordance with HIPAA; and (2) a public health authority, as long as the content of the disclosure meets HIPAA standards regarding de-identified information. Current law authorizes disclosure of SUD patient records without a patient's written consent only to medical personnel in a medical emergency, to specified personnel for research or program evaluations, or pursuant to a court order.

The bill also repeals and replaces criminal penalties for certain violations involving SUD patient records with the HIPAA civil penalty structure. It also applies HIPAA criminal penalties to wrongful disclosures of SUD patient records. In addition, the bill expands the current prohibition against using SUD patient records in criminal proceedings to include any use in specified federal, state, and local criminal and civil actions.

The bill prohibits certain discrimination based on the release of SUD information under this bill.

Actions Timeline

- **Jun 21, 2018:** Received in the Senate and Read twice and referred to the Committee on Health, Education, Labor, and Pensions.
- **Jun 20, 2018:** Rule H. Res. 949 passed House.
- **Jun 20, 2018:** Considered under the provisions of rule H. Res. 949. (consideration: CR H5325-5335)
- **Jun 20, 2018:** Rule provides for consideration of H.R. 6, H.R. 5797 and H.R. 6082. Rule provides for consideration of H.R. 6 and H.R.5797 under structured rules; and provides for consideration of H.R. 6082 under a closed rule. Additionally, the rule directs the Clerk to, in the engrossment of H.R. 6, add the text of H.R. 2851, H.R. 5735, and H.R. 5797 as passed by the House as a new matter at the end of H.R. 6.
- **Jun 20, 2018:** DEBATE - The House proceeded with one hour of debate on H.R. 6082.
- **Jun 20, 2018:** The previous question was ordered pursuant to the rule.
- **Jun 20, 2018:** Mr. Pallone moved to recommit with instructions to the Committee on Energy and Commerce. (text: CR H5333-5334)
- **Jun 20, 2018:** DEBATE - The House proceeded with 10 minutes of debate on the Pallone motion to recommit with instructions pending a reservation of a point of order. The instructions contained in the motion seek to require the bill to be reported back to the House with an amendment to promote subsection (k) to become a section entitled Developement and Dissemination of Model Training Programs for Substance Use Disorder Patient Records. Subsequently, the reservation was removed.
- **Jun 20, 2018:** The previous question on the motion to recommit with instructions was ordered without objection.
- **Jun 20, 2018:** POSTPONED PROCEEDINGS - At the conclusion of debate on Pallone motion to recommit with instructions, the Chair put the question on the motion, and by voice vote, announced that the noes had prevailed. Mr. Pallone demanded the yeas and nays and the Chair postponed further proceedings on the motion to recommit with instructions until a time to be announced.
- **Jun 20, 2018:** Considered as unfinished business. (consideration: CR H5346-5347)
- **Jun 20, 2018:** On motion to recommit with instructions Failed by the Yeas and Nays: 175 - 240 (Roll no. 277).
- **Jun 20, 2018:** Passed/agreed to in House: On passage Passed by the Yeas and Nays: 357 - 57 (Roll no. 278).(text: CR H5325-5326)
- **Jun 20, 2018:** On passage Passed by the Yeas and Nays: 357 - 57 (Roll no. 278). (text: CR H5325-5326)
- **Jun 20, 2018:** Motion to reconsider laid on the table Agreed to without objection.
- **Jun 19, 2018:** Rules Committee Resolution H. Res. 949 Reported to House. Rule provides for consideration of H.R. 6, H.R. 5797 and H.R. 6082. Rule provides for consideration of H.R. 6 and H.R.5797 under structured rules; and provides for consideration of H.R. 6082 under a closed rule. Additionally, the rule directs the Clerk to, in the engrossment of H.R. 6, add the text of H.R. 2851, H.R. 5735, and H.R. 5797 as passed by the House as a new matter at the end of H.R. 6.
- **Jun 13, 2018:** Introduced in House
- **Jun 13, 2018:** Referred to the House Committee on Energy and Commerce.