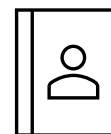


# Oregon Psilocybin Services

## Data Privacy and Security



In November 2020, Oregonians passed The Oregon Psilocybin Services Act (M109), which is now codified into Oregon law in [ORS 475A](#). This statute establishes a licensing and regulatory framework for psilocybin services in Oregon.

This fact sheet describes how Oregon Psilocybin Services (OPS) has taken measures to protect client confidentiality, data privacy and security. For more information about Oregon Psilocybin Services, please go to: [www.oregon.gov/psilocybin](http://www.oregon.gov/psilocybin)

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### Requirements Related to Client Confidentiality

- Clients have the right to privacy and confidentiality regarding participation in psilocybin services. This is stated in the [Client Bill of Rights](#), a document that every client reviews with a licensed facilitator during the required preparation session.
- During a preparation session clients must also be provided with a [Notice and Opt-Out of Disclosure of De-Identified Data form](#) if service centers or facilitators will be sharing deidentified data with third parties. “Deidentified data” means data that cannot be reasonably used to infer information about, or otherwise be linked to, a client. This notice provides the client with information about what de-identified information may be disclosed to third parties and gives the client the opportunity to opt out of having de-identified data disclosed.

- Psilocybin service centers or facilitators may request to collect additional client information for purposes such as research or marketing but are not allowed to collect personal information without a client's prior written consent. The [Authorization to Disclose Personal Identifiable Information form](#) must be used to authorize disclosure of any personal identifiable information prior to the client's participation in an administration session. Clients have the right to refuse any disclosure of their personal data, and they also have the right to revoke authorization in writing at any time.
- Video or audio recording of an administration session is optional and requires prior written consent from every client, facilitator, client support person and practicum student who will be present during a recorded administration session. Clients and facilitators will complete either a [Consent for Video and Audio Recording of Individual Administration Session](#) or a [Client Consent for Video and Audio Recording of Group Administration Session](#). For group administration sessions, every client and facilitator must complete a consent form prior to the session. After a client administration session has been recorded, OPS rules require that the recordings be stored and maintained at the service center in a manner that protects the confidentiality of the individuals recorded.

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### Data Collection Required by Law – Senate Bill 303

- Clients are also required to complete a [303 Client Data Form](#) before participating in an administration session. Senate Bill 303 (SB 303) was passed by the Oregon Legislature in 2023 and is now codified in [ORS 475A.372](#) and [ORS 475A.374](#). SB 303 requires service centers to collect and report certain client and service center data. It also requires OPS to compile and publish specific licensing and compliance data.

- Every question in the 303 Client Data Form has an option for clients to select “I don’t want to answer” or clients have the option to “opt-out” of having all responses compiled and submitted to OPS.
- Service centers are required to store completed 303 Client Data Forms in each client file. If a client ‘opts-out’ of having their data shared with OPS, their Client Data Form is still required to be stored in their client file. No client records, or copies of client records, may be stored at a location other than the service center where the client participates or intends to participate in an administration session.
- Service centers submit the required data through a secure data reporting portal within an online platform called the OPS Training program, Licensing, and Compliance (TLC) system. Data from the 303 Client Data Form may only be reported to OPS and may not be published or shared by service centers.
- After the data is submitted on a quarterly basis, OPS compiles and de-identifies all client and service center data statewide. OPS follows data standards set by the Oregon Health Authority, including deidentification standards, before publishing aggregate data on the [OPS Data Dashboard](#). Oregon Administrative Rules define “aggregate”, which means “to combine and categorize quantitative data in a manner that prevents a client or an individual from whom the data was collected, from being identified, taking into consideration how the data could be used in combination with other data sources.”

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## Data Privacy and Security After a Client Participates in Psilocybin Services

- No client records, or copies of client records, may be stored at a location other than the service center where the client participates or intends to participate in an administration session.



You can get this document in other languages, large print, braille or a format you prefer. Contact: Oregon Psilocybin Services at 971-673-0322 or email [OHA.Psilocybin@oha.oregon.gov](mailto:OHA.Psilocybin@oha.oregon.gov). We accept all relay calls, or you can dial 711.

- Psilocybin service centers are required to create and retain a confidentiality plan for all client records. These plans describe practices and procedures for storing and maintaining records on the licensed premises in a manner that prevents unauthorized access, protects client confidentiality, and prevents alteration of client records.
- Licensees may not sell, monetize, or otherwise profit from client records or client data. A service center must review any content they put on their website that contains client quotes to ensure the content meets all client confidentiality requirements.
- Clients may [file a complaint with OPS](#). OPS investigates complaints, incidents, or concerns related to statute and rule violations. Complaints are subject to public disclosure under Oregon's Public Records Law. If a client is concerned about privacy or safety, OPS will work to keep their identity confidential to the extent permitted by law.

For more information on OPS data privacy and security measures, please refer to the following resources:

- [OPS Senate Bill 303 and Data Collection Information webpage](#)
- [OPS Data Dashboard](#)
- [OPS Administrative Rules](#)
- [OPS Guidance Document on Administrative Rules](#)



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