

HOUSE COMMITTEE ON
HEALTH AND HUMAN SERVICES

May 11, 2005 Hearing Room D

8:30 A.M. Tapes 119 – 120

Corrected 10/11/05

MEMBERS PRESENT: Rep. Billy Dalto, Chair

Rep. Carolyn Tomei, Vice-Chair

Rep. Gordon Anderson

Rep. Deborah Boone

Rep. Kevin Cameron

Rep. Mitch Greenlick

MEMBERS EXCUSED: Rep. Tom Butler, Vice-Chair

STAFF PRESENT: Sandy Thiele-Cirka, Committee Administrator

Pamella Andersen, Committee Assistant

MEASURES/ISSUES HEARD:

SB 189 – Public Hearing and Work Session

SB 225 – Public Hearing

HB 3443 – Work Session

SB 97 – Work Session

SB 104 – Public Hearing and Work Session

SB 285 – Public Hearing and Work Session

Introduction of Committee Measures – Work Session

These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.

TAPE/#	Speaker	Comments
TAPE 119, A		
004	Chair Dalto	Calls the meeting to order at 8:35 a.m. Opens a public hearing on SB 189.

sb 189– public hearing

008	Sandy Thiele-Cirka	Administrator. Summarizes SB 189.
019	Paul Cizslak	Communicable Disease Section, Department of Human Services (DHS). Makes himself available to answer questions.
024	Lorraine Duncan	Immunization Program Manager, DHS. Submits and references written testimony in support of SB 189 (exhibit a).

054	Rep. Greenlick	States this is an important issue. Asks what undue burden means.
057	Duncan	Reports phrase relates to physicians being required to have three formulations of the vaccine.
065	Rep. Greenlick	Asks if the vaccine with mercury can be given to small children.
076	Cizslak	Explains. Notes speculation on potential dangers in vaccines. Argues not being vaccinated is a greater risk. Notes other studies indicating no harm, compared to influenza which poses a genuine threat.
094	Rep. Greenlick	Comments there are other vaccines with less toxicity. Inquires how one rates inconvenience against possible harm to children.
103	Cizslak	Reports physicians don't give the vaccine if it is inconvenient.
111	Rep. Greenlick	Inquires if the academy has changed its position on the vaccine.
115	Cizslak	Relates his understanding.
117	Chair Dalto	Questions the availability of the other vaccine.
118	Duncan	Relates uncertainty regarding this year's supply. Elaborates.
138	Chair Dalto	Closes the public hearing on SB 189. Opens a work session on SB 189.

sb 189 – work session

141	Rep. Tomei	MOTION: Moves SB 189 to the floor with a DO PASS recommendation.
144	Rep. Greenlick	Notes he supports the bill but urges everything possible be done in rulemaking to protect children from possible harm by acquiring the other vaccine.
155	Rep. Boone	Shares the same concerns.
162	Chair Dalto	Reads section 1, subsection 3, noting his dislike of the language and hope the department tightens it in administrative rule.
		VOTE: 6-0-1
		AYE: In a roll call vote, all members present vote Aye.
		EXCUSED: 1 - Butler
179	Chair Dalto	The motion CARRIES. REP. TOMEI will lead discussion on the floor.
183	Chair Dalto	Closes the work session on SB 189. Opens a public hearing on SB 225.

sb 225– public hearing

189	Sandy Thiele-Cirka	Administrator. Summarizes SB 225. Mentions the -3 amendments (exhibit b) which Rep. Greenlick crafted with the Department.
218	Rep. Greenlick	House District 33. Explains purpose of the amendments.
249	Paul Cizslak	Communicable Disease Section, DHS. Makes himself available to answer questions.
252	Lorraine Duncan	

Immunization Program Manager, DHS. Explains purpose of the bill. Notes statewide registry has been deleted from the bill. Discusses other changes from the amendments. Mentions wording changes.

- 317 Chair Dalto Asks to change a specific word in the amendment.
- 347 Rep. Greenlick Confirms appropriateness of the change. Notes lines 2-8 address Rep. Butler's concerns. Explains further.
- 362 Bruce Fitzwater Christian Science Churches in Oregon. Submits and reviews written testimony in support of SB 189 as it is being amended (**exhibit c**).
- 391 Chair Dalto Closes the work session on SB 225. Opens a work session on HB 3443.

HB 3443 – work session

- 396 Sandy Thiele-Cirka Administrator. Summarizes HB 3443. Mentions the -1 amendments (**exhibit d**) and explains their purpose.
- 425 Ellen Lowe United Way of the Columbia/Willamette. Discusses the -1 amendments.
- 465 Rep. Tomei **MOTION: Moves to ADOPT HB 3443-1 amendments dated 04/11/05.**
- 468 **VOTE: 6-0-1**
EXCUSED: 1 – Butler
- Chair Dalto **Hearing no objection, declares the motion CARRIED.**
- 472 Rep. Tomei **MOTION: Moves HB 3443 to the floor with a DO PASS AS AMENDED recommendation and the SUBSEQUENT REFERRAL to the committee on Ways and Means BE RESCINDED.**
- 489 **VOTE: 6-0-1**
AYE: In a roll call vote, all members present vote Aye.
EXCUSED: 1 - Butler
- Chair Dalto **The motion CARRIES.**
REP. MARCH will lead discussion on the floor.

TAPE 120, A

- 019 Chair Dalto Closes the work session on HB 3443. Opens a work session on SB 97.

sb 97 – work session

- 024 Sandy Thiele-Cirka Administrator. Summarizes SB 97.
- 038 Patrick Allen Office of Regulatory Streamlining. Confirms SB 97 is ready to be moved to the floor.
- 041 Rep. Tomei **MOTION: Moves SB 97 to the floor with a DO PASS recommendation and be placed on the CONSENT CALENDAR.**
- 056 **VOTE: 6-0-1**
AYE: In a roll call vote, all members present vote Aye.
EXCUSED: 1 - Butler

Chair **The motion CARRIES.**

061 Chair Dalto Closes the work session on SB 97. Opens a public hearing on SB 104.

sb 104– public hearing

065 Sandy Thiele-Cirka Administrator. Summarizes SB 104.

075 Linda Russell Board of Radiologic Technology. Submits and references written testimony in support of SB 104 (**exhibit e**).

117 Chair Dalto Closes the public hearing on SB 104. Opens a work session on SB 104.

sb 104 – work session

120 **Rep. Tomei** **MOTION: Moves SB 104 to the floor with a DO PASS recommendation and be placed on the CONSENT CALENDAR.**

127 **VOTE: 6-0-1**

AYE: In a roll call vote, all members present vote Aye.

EXCUSED: 1 - Butler

Chair Dalto **The motion CARRIES.**

132 Chair Dalto Closes the work session on SB 104.

135 Chair Dalto Notes another amendment will be drafted on SB 225 and it will return before the Committee at 9:30 on Friday. Opens a public hearing on SB 285.

sb 285– public hearing

149 Chair Dalto Summarizes SB 285.

157 Stephen Kafoury Oregon Acupuncturist Association. Testifies in support of SB 285. Explains the development of the bill related to long-term chronic pain. Discusses acupuncture treatment for arthritic pain. Notes the addition of pharmacists to the bill did not come from their association.

227 Chair Dalto Closes the public hearing on SB 285. Opens a work session on SB 285.

sb 285 – work session

228 **Rep. Tomei** **MOTION: Moves SB 285 to the floor with a DO PASS recommendation and be placed on the CONSENT CALENDAR.**

235 **VOTE: 6-0-1**

AYE: In a roll call vote, all members present vote Aye.

EXCUSED: 1 - Butler

Chair **The motion CARRIES.**

243 Chair Dalto Closes the work session on SB 285. Opens a work session for introduction of committee measures.

introduction of committee measures – work session

250 Chair Dalto Explains LC 3623 (**EXHIBIT F**).

265 Rep. Anderson Asks if sponsor names can be listed on a committee bill.

269 Chair Dalto Confirms, yes.

270 Sandy Thiele-Cirka. Explains how to list sponsor names on a committee bill.

280 **Chair Dalto** **MOTION: Moves LC 3623 DATED 05/06/2005 BE INTRODUCED as a committee bill.**

283 **VOTE: 6-0-1**
EXCUSED: 1 - Butler

Chair Dalto **Hearing no objection, declares the motion CARRIED.**

285 Chair Dalto Closes the work session for introduction of committee measures. Adjourns the meeting at 9:27 a.m.

EXHIBIT SUMMARY

- A. SB 189, written testimony, staff, 2 pp
- B. SB 225, -3 amendments, staff, 2 pp
- C. SB 225, written testimony, Bruce Fitzwater, 2 pp
- D. HB 3443, -1 amendments, staff, 4 pp
- E. SB 104, written testimony, Linda Russell, 3 pp
- F. Introductions, LC 3623, staff, 5 pp