

HOUSE COMMITTEE ON
HEALTH AND HUMAN SERVICES

May 27, 2005 Hearing Room D

10:00 A.M. Tapes 136 - 143

Corrected 10/11/05

MEMBERS PRESENT: Rep. Billy Dalto, Chair

Rep. Tom Butler, Vice-Chair

Rep. Gordon Anderson

Rep. Deborah Boone

Rep. Kevin Cameron

Rep. Mitch Greenlick

MEMBERS EXCUSED: Rep. Carolyn Tomei, Vice-Chair

STAFF PRESENT: Sandy Thiele-Cirka, Committee Administrator

Pamella Andersen, Committee Assistant

MEASURES/ISSUES HEARD:

SB 510A –Reconsideration and Work Session

SB 1040A – Public Hearing

SB 374A – Public Hearing

SB 20 – Work Session

SB 855A – Public Hearing and Work Session

SB 880A – Public Hearing

SB 885A – Public Hearing

SB 895A – Public Hearing

SB 224 – Work Session
SB 404A – Work Session
SB 460A – Work Session
SB 541B – Work Session
SB 151A – Public Hearing and Work Session
SB 605A – Public Hearing and Work Session
SB 443A – Public Hearing and Work Session
SB 623A – Public Hearing and Work Session
SB 782A – Public Hearing and Work Session
SCR 7 – Public Hearing and Work Session
SB 490B – Public Hearing and Work Session
SB 598A – Public Hearing and Work Session
SB 697A – Public Hearing and Work Session
SB 781A – Public Hearing
SB 913A – Public Hearing and Work Session
SB 936A – Public Hearing and Work Session
SB 1012A – Public Hearing and Work Session
SB 1035A – Public Hearing
SB 329 – Public Hearing

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 136, A | | |
| 004 | Chair Dalto | Calls the meeting to order at 10:37a.m. Opens a work session for possible reconsideration of SB 510A. |

SB 510A – reconsideration and WORK SESSION

- 024** **Chair Dalto** **MOTION: Moves to SUSPEND the rules for the purpose of RECONSIDERING the vote on SB 510A.**
- VOTE: 5-0-2**
- EXCUSED: 2 - Anderson, Tomei**
- Chair Dalto** **Hearing no objection, declares the motion CARRIED.**
- 026** **Chair Dalto** **MOTION: Moves to RECONSIDER the vote by which “Moves SB 510A to the floor with a DO PASS recommendation.”**
- 029** **VOTE: 5-0-2**
- EXCUSED: 2 - Anderson, Tomei**
- Chair Dalto** **Hearing no objection, declares the motion CARRIED.**
- 040** **Rep. Butler** **Clarifies the motion.**
- 051** **Chair Dalto** **Explains the –A2 amendments (exhibit a).**
- 074** **Rep. Butler** **Questions next steps.**
- 078** **Chair Dalto** **Clarifies what the next steps will be. Notes a sub-account is being established.**
- 087** **Rep. Butler** **MOTION: Moves to ADOPT SB 510A-A2 amendments dated 05/26/05.**
- 089** **VOTE: 5-0-2**
- EXCUSED: 2 - Anderson, Tomei**
- Chair Dalto** **Hearing no objection, declares the motion CARRIED.**
- 092** **Rep. Butler**

MOTION: Moves SB 510A to the floor with a DO PASS AS AMENDED recommendation and the SUBSEQUENT REFERRAL to the committee on Ways and Means BE RESCINDED.

106

VOTE: 5-0-2

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

EXCUSED: 2 - Anderson, Tomei

Chair Dalto

The motion CARRIES.

REP. DALTO will lead discussion on the floor.

110

Chair Dalto

Closes the work session on SB 510A. Opens a public hearing on SB 1040A.

SB 1040A – PUBLIC HEARING

113

Sandy Thiele-Cirka

Administrator. Summarizes SB 1040A.

138

Bruce Goldberg

Administrator, Office of Health Policy and Research (OHP). Submits and reviews written testimony (**exhibit b**) and a presentation (**exhibit c**) in support of SB 1040A. Relates the Office's charge to provide consumers health care information.

258

Rep. Butler

Questions the apparent fiscal costs. Inquires what happens to the fixed number when an exact cost is determined and then additional issues are included.

275

Goldberg

Relates the fiscal impact to his office. Defers to Carl Lundberg regarding costs to insurers.

296

Carl Lundberg

Deputy Administrator, Insurance Division, Department of Consumer and Business Services (DCBS). Explains costs to insurers noting they are already doing something similar. States these changes will not increase policy rates.

306

Chair Dalto

Mentions letter in support of SB 1040A from Health Net (**exhibit d**).

314

Goldberg

Relates the bill will allow the agencies to perform certain functions and make the information available.

- 340 Rep. Butler Reiterates concern the agency believes extra work will not cost any more money.
- 353 Rep. Greenlick Requests clarification the provisions won't provide a patient with actual cost expectations, but an average cost for a procedure by hospital.
- 377 Goldberg Confirms, yes, it would provide an average cost for a particular service.
- 392 Rep. Greenlick Relates different insurance companies have varying agreements with hospitals. Inquires regarding the cost breakdowns provided.
- 399 Goldberg Notes the conceptual picture is to provide aggregate, average charge information.
- 414 Rep. Anderson Comments cost is not the only factor consumers consider. Relates need to emphasize quality of work and the value of relationship between doctor and patient.
- 441 Goldberg Concurr. Notes they have begun to pursue linking cost with quality.

TAPE 137, A

- 007 Rep. Cameron Inquires about those who do not have insurance, but pay out-of-pocket for health care.
- 018 Goldberg Believes the information will be particularly valuable to them. Elaborates on what information will be provided.
- 046 Rep. Cameron Requests clarification on whether the charge or the payment is being tracked.
- 048 Goldberg Responds the average paid by insurers.
- 050 Rep. Cameron Comments individuals pay different rates than insurance companies.

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| 059 | Goldberg | Compares charges of hypothetical facilities A and B and how the charge could be understood by individuals. Notes this is a learning process and will evolve. |
| 082 | Rep. Cameron | Questions if a consumer only sees the average charge, not the average payment. |
| 085 | Goldberg | Relates charge information is available on each hospital's website. |
| 096 | John Powell | Regence BlueCross/BlueShield (Regence). Introduces Bart McMullan. Relates other bills Regence is also supporting. |
| 112 | Bart McMullan | President, Regence. Testifies in support of SB 1040A. Discusses the larger amount people are paying in health costs, with hospital costs increasing the most. Addresses antitrust and breach-of-contract issues. Comments the cost of services mentioned is minimal for insurance companies. Believes the changes will intensify competition, lowering costs to the consumer. |
| 168 | Rep. Greenlick | Recognizes Regence for providing requested data on the small business market. |
| 175 | Sen. Laurie Monnes Anderson | Senate District 25. Testifies in support of SB 1040A. Notes the value of transparency. |
| 208 | Rep. Butler | Expresses concerns regarding colleagues who oppose the bill. |
| 217 | Sen. Monnes Anderson | Reports she is unable to speak to why they voted no, or why there was a minority report. |
| 227 | Chair Dalto | Reads minority report. |
| 230 | Sen. Monnes Anderson | Notes the minority report removed hospitals and focused on providers and physicians. |
| 240 | Scott Gallant | Oregon Medical Association (OMA). Testifies in support of SB 1040A. Mentions technical issues to be considered. Lists recommended changes. Relates OMA is developing an amendment. Explains what the bill will accomplish. |
| 320 | Lynn-Marie Crider | |

Service Employees International Union (SEIU). Submits and reviews written testimony in support of SB 1040A (**exhibit d**). Suggests improvements to the bill. Discusses different roles of research and analysis by various offices.

375 Chair Dalto Closes the public hearing on SB 1040A. Opens a public hearing on SB 374A.

SB 374A – PUBLIC HEARING

381 Sandy Thiele-Cirka Administrator. Summarizes SB 374A. Notes the fiscal impact.

408 Courtni Dresser American Cancer Society. Submits and reviews written testimony in support of SB 374A (**exhibit F**). Discusses the disease and value of early detection.

TAPE 136, B

003 Dresser Continues testimony. Relates minimal costs will be passed on to insurance policy holders.

029 Rep. Greenlick Discusses reliability of various tests and the certainty they provide.

056 Chair Dalto Asks Dresser how many people are insured without this benefit.

060 Dresser States she is unsure, but BlueCross/BlueShield does cover this procedure. Notes the desire to ensure companies continue to cover it.

069 Chair Dalto Questions who has insurance that doesn't cover various mandates.

070 Dresser Comments on anecdotal accounts from doctors who had to make up symptoms so they could order certain needed tests.

085 Rep. Boone Relates losing two good friends to colon cancer at young ages.

096 Rep. Butler Notes insurance companies should be able to make money by saving money with this procedure. Expresses interest in seeing the financial statistics. Believes if the procedure truly saves insurance companies money, they would all do it.

106 Chair Dalto Closes the public hearing on SB 374A. Opens a work session on SB 20.

SB 20 – WORK SESSION

110 Sandy Thiele-Cirka Administrator. Summarizes SB 20. Mentions the -3 amendments. **(Exhibit g)**

135 Bill Cross Oregon Optometric Physicians Association. Explains the evolution of the amendments and who was involved in their development. Testifies in support of SB 20.

153 Rep. Greenlick Requests confirmation of supporting parties.

158 Rep. Butler **MOTION: Moves to ADOPT SB 20-3 amendments dated 05/19/05.**

161 **VOTE: 6-0-1**

EXCUSED: 1 - Tomei

Chair Dalto Hearing no objection, declares the motion CARRIED.

164 Rep. Butler **MOTION: Moves SB 20 to the floor with a DO PASS AS AMENDED recommendation.**

170 Rep. Greenlick Expresses concern regarding interference with health care insurers freedom to organize delivery of services.

186 **VOTE: 6-0-1**

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

EXCUSED: 1 - Tomei

Chair Dalto The motion CARRIES.

REP. BUTLER will lead discussion on the floor.

192 Chair Dalto Closes the work session on SB 20. Opens a public hearing on SB 855A.

SB 855A – PUBLIC HEARING

- 198 Sandy Thiele-Cirka Administrator. Summarizes SB 855A. Mentions the –A2 amendments (**exhibit h**).
- 223 Patty Sullivan Legislative Director, Department of Human Services (DHS). Testifies in support of SB 855A.
- 249 Chair Dalto Closes the public hearing on SB 855A. Opens a work session on SB 855A.

SB 855A – WORK SESSION

- 272 Chair Dalto Temporarily closes the work session on SB 855A. Opens a public hearing on SB 880A.

SB 880A – public hearing

- 287 Sandy Thiele-Cirka Administrator. Summarizes SB 880A. Mentions the –A6 amendment (**exhibit I**).
- 308 Martin Taylor Oregon Nurses Association (ONA). Submits and reviews an outline on the amendment discussions (**exhibit j**) and a bill analysis (**exhibit k**) in support of SB 880A.

TAPE 137, B

- 004 Taylor Continues review of the bill and changes that might be made if agreement is not reached.
- 065 Bunny Lewis ONA. Testifies in support of SB 880A. Comments this is a cost saving measure.
- 080 Scott Gallant OMA. Submits and reviews written testimony on SB 880A (**exhibit I**). Notes OMA is working through issues on the bill with the proponents.
- 102 Tom Holt Oregon State Pharmacy Association (OSPA). Testifies in support of SB 880A with the addition of the –A6 amendments.

111 Chair Dalto Closes the public hearing on SB 880A. Opens a public hearing on SB 885A.

SB 885A – PUBLIC HEARING

116 Sandy Thiele-Cirka Administrator. Summarizes SB 885A. Mentions the subsequent referral to the Special Committee on Budget.

123 Kevin Moore Sen. Ringo’s Office. Submits and reviews written testimony in support of SB 885A (**exhibit m**).

156 Sue Abrams Administrator, Office of Prevention and Transitional Benefits, DHS. Submits and reviews written testimony in opposition to SB 885A (**exhibit n**) due to the fiscal impact.

174 Chair Dalto Closes the public hearing on SB 885A. Opens a work session on SB 855A.

SB 855A – WORK SESSION

187 Rep. Greenlick **MOTION: Moves to ADOPT SB 855A-A2 amendments dated 05/17/05.**

191 **VOTE: 5-0-2**

EXCUSED: 2 - Butler, Tomei

Chair Dalto Hearing no objection, declares the motion CARRIED.

192 Rep. Greenlick **MOTION: Moves SB 855A to the floor with a DO PASS AS AMENDED recommendation and be placed on the CONSENT CALENDAR.**

200 **VOTE: 5-0-2**

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

EXCUSED: 2 - Butler, Tomei

Chair Dalto The motion CARRIES.

206 Chair Dalto Closes the work session on 855A. Opens a public hearing on SB 895A.

SB 895A – PUBLIC HEARING

210 Sandy Thiele-Cirka Administrator. Summarizes SB 895A.

228 Roger Williams Oregon Christian Home Education Association Network (OCHEAN). Testifies in support of SB 895A. Mentions the concerns of other parties and explains differing purposes. Notes OCHEAN concerns are primarily related to unfounded tips that lead to fishing expeditions.

375 Sen. Bruce Starr Senate District 15. Testifies in support of SB 895A. Mentions requirements for notification by law enforcement were removed on the Senate side.

410 Rep. Boone Requests clarification on removal of requirements of law enforcement.

412 Sen. Starr Explains changes in the language of the original bill. Believes the Department can address these requirements within its current resources.

TAPE 138, A

015 Chair Dalto Mentions SB 895A will be reviewed in conjunction with the entire child welfare package.

021 Rep. Anderson Thanks Sen. Starr for bringing the issue forward. Mentions the committee's request of DHS to have written explanations for parents when children are being removed.

034 Rep. Boone Questions why the law enforcement piece was removed. Relates in rural counties a DHS worker would have to be called in from another area.

039 Sen. Starr Shares law enforcement's concern they would be required to show their hand too early and jeopardize the possibility of achieving a conviction.

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| 054 | Chair Dalto | Questions tying the hands of DHS. |
| 061 | Williams | Relates law enforcement representatives have training in probable cause and related issues. |
| 066 | Chair Dalto | States if DHS is to do its job, it should not be handicapped. |
| 079 | Rep. Boone | Shares her understanding the purpose of the bill is to have the DHS representative explain why they are there. |
| 084 | Williams | Clarifies nothing has been removed from existing law relative to law enforcement. |
| 092 | Rep. Boone | Relates her concerns with section 7 regarding the ability of a minor child to refuse to consent to examination. Expresses concern the child could be coached by someone to refuse. |
| 102 | Williams | Notes that provision is in existing statute. The bill relates to the threat implied when authorities approach a home with intent to remove children, and that the people involved be notified of the charges. |
| 114 | Rep. Boone | Inquires how big the problem is in Oregon. |
| 120 | Williams | Reports they don't have those figures. Notes a large number of tips to DHS are unsubstantiated, but they all have to be investigated. |
| 129 | Chair Dalto | Mentions concerns. States all cases begin with an accusation. |
| 152 | Mickey Serice | Deputy Assistant Director, Children, Adults and Families, DHS. Submits and reviews written testimony in opposition to SB 895A (exhibit o) due to the minor fiscal impact. Notes they are audited in order to receive their Child Abuse Prevention and Treatment Act (CAPTA) funds, and CAPTA also requires notification of families. |
| 187 | Stephanie Tuttle | Oregon District Attorneys Association. Testifies in support of the training portion of SB 895A. Relates concerns with certain sections of the bill. Believes certain specific rules will limit flexibility in conducting investigations. |
| 229 | Rep. Anderson | |

Inquires if case workers carry anything written with them on investigations.

- 232 Serice Confirm, yes, caseworkers have information to give the family. States that information is now being revised.
- 241 Rep. Anderson Questions whether that information includes the charges.
- 245 Serice Relates that is unknown during the initial visit; however, the family is notified of the allegations, within certain limitations.
- 259 Rep. Anderson Inquires about the possibility of having a checklist.
- 268 Serice Notes the Department would review use of a checklist. Comments federal law requires the family receive a letter with a detailed explanation of the allegations and findings.
- 281 Chair Dalto Closes the public hearing on SB 895A. Opens a public hearing on SB 224.

SB 224 – WORK SESSION

- 283 Sandy Thiele-Cirka Administrator. Summarizes SB 224. Mentions the -1 amendments (**exhibit p**). Notes who developed the amendments.
- 300 Linda Russell Executive Officer, Board of Radiologic Technology. Testifies to the -1 amendments on SB 224, noting they were developed at the suggestion of Rep. Butler.
- 331 **Rep. Cameron** **MOTION: Moves to ADOPT SB 224-1 amendments dated 03/18/05.**
- 334 **VOTE: 4-0-3**
EXCUSED: 3 - Butler, Greenlick, Tomei
- Chair Dalto** **Hearing no objection, declares the motion CARRIED.**
- 335 **Rep. Cameron** **MOTION: Moves SB 224 to the floor with a DO PASS AS AMENDED recommendation and be placed on the CONSENT CALENDAR.**

344

VOTE: 4-0-3

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

EXCUSED: 3 - Butler, Greenlick, Tomei

Chair Dalto

The motion CARRIES.

350

Chair Dalto

Closes the work session on SB 224. Opens a work session on SB 404A.

SB 404A – WORK SESSION

352

Sandy Thiele-Cirka

Administrator. Summarizes SB 404A.

379

Rep. Cameron

MOTION: Moves SB 404A to the floor with a DO PASS recommendation and be placed on the CONSENT CALENDAR.

393

VOTE: 4-0-3

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

EXCUSED: 3 - Butler, Greenlick, Tomei

Chair Dalto

The motion CARRIES.

398

Chair Dalto

Closes the work session on SB 404A. Opens a work session on SB 460A

SB 460a – WORK SESSION

399

Sandy Thiele-Cirka

Administrator. Summarizes SB 460A. Mentions the –A3 amendments (**exhibit q**).

418

Martin Taylor

ONA. Supports the –A3 amendments which they developed for the Board of Nursing.

428

Rep. Cameron

MOTION: Moves to ADOPT SB 460A-A4 amendments dated 03/18/05.

437 Rep. Anderson Notes he may vote in opposition on the floor.

439 **VOTE: 4-0-3**

EXCUSED: 3 - Butler, Greenlick, Tomei

Chair Dalto Hearing no objection, declares the motion CARRIED.

441 **Rep. Cameron MOTION: Moves SB 460A to the floor with a DO PASS AS AMENDED recommendation.**

456 **VOTE: 4-0-3**

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

EXCUSED: 3 - Butler, Greenlick, Tomei

Chair Dalto The motion CARRIES.

REP. DALTO will lead discussion on the floor.

459 Chair Dalto Closes the work session on SB 460A. Opens a work session on SB 541B.

SB 541b – WORK SESSION

463 Sandy Thiele-Cirka Administrator. Summarizes SB 541B. Mentions the –B4 amendments (**exhibit r**).

TAPE 139, A

005 Chair Dalto Explains the –B4 amendments and their purpose.

013 **Rep. Boone MOTION: Moves to ADOPT SB 541B-B4 amendments dated 05/26/05.**

017 **VOTE: 4-0-3**

EXCUSED: 3 - Butler, Greenlick, Tomei

Chair Dalto Hearing no objection, declares the motion CARRIED.

- 020 Rep. Boone **MOTION: Moves SB 541B to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Budget.**
- 027 **VOTE: 4-0-3**
- AYE: In a roll call vote, all members present vote Aye.**
- EXCUSED: 3 - Butler, Greenlick, Tomei**
- Chair Dalto The motion CARRIES.**
- 028 Chair Dalto Closes the work session on SB 541B. Recesses the meeting at 1:00 p.m.
- 032 Chair Dalto Reconvenes the meeting at 1:55 p.m. Opens a public hearing on SB 151A.

SB 151A – PUBLIC HEARING

- 043 Sandy Thiele-Cirka Administrator. Summarizes SB 151A.
- 057 Chair Dalto Questions who is driving the bill.
- 063 John Powell State Farm Insurance Companies. Testifies in support of SB 151A. Relates the interested parties involved in bill development. Discusses the ambiguity with existing language of “reasonable medical expenses.” Reviews the changes in the original bill and submits and summarizes the –A7 amendments (**exhibit s**). Notes the need to develop a methodology that is fair to the insured and hospitals, and determine a reasonable charge for services.
- 177 Chair Dalto Requests clarification the committee is being asked to move the -A7 amendments, send the amended bill to the floor, ask the Senate to not concur in the House amendments, and create a conference committee to adopt additional amendments.
- 187 Powell Confirms, yes.
- 189 Chair Dalto Inquires if the bill was slow getting out of the Senate.

| | | |
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| 191 | Powell | Explains circumstances involved moving the bill out of the Senate Committee. |
| 197 | Chair Dalto | Questions who the major stakeholders are. |
| 199 | Powell | Lists hospitals involved in drafting the bill and amendments, noting their support of the recommended process. |
| 209 | Bruce Bishop | Oregon Association of Hospital and Health Systems (OAHHS). Testifies in support of SB 151A with the -A7 amendments, relating the common goal. |
| 239 | Rep. Butler | Requests assurance liability carriers are supportive. |
| 246 | Powell | States all stakeholders are on board with the amendments. Speaks to the complexity of liability insurance issues. |
| 272 | Rep. Butler | Relates if the committee is to move forward, he will need assurance all parties are in agreement and understand their roles in effectively completing the process of the bill. |
| 295 | Chair Dalto | States his understanding is insurers have discussed this and are in agreement. |
| 304 | Bishop | Affirms Powell's assurances. |
| 311 | Rep. Butler | Expresses concern regarding the bill passing the House. |
| 330 | Chair Dalto | Closes the public hearing on SB 151A. Opens a work session on SB 151A. |

SB 151A – WORK SESSION

334 Rep. Butler MOTION: Moves to ADOPT SB 151A-A7 amendments dated 05/05/05.

338 VOTE: 4-0-3

EXCUSED: 3 - Anderson, Greenlick, Tomei

- Chair Dalto **Hearing no objection, declares the motion CARRIED.**
- 340 Rep. Butler **MOTION: Moves SB 151A to the floor with a DO PASS AS AMENDED recommendation.**
- 355 **VOTE: 4-0-3**
- AYE: In a roll call vote, all members present vote Aye.**
- EXCUSED: 3 - Anderson, Greenlick, Tomei**
- Chair Dalto **The motion CARRIES.**
- REP. DALTO will lead discussion on the floor.**
- 360 Chair Dalto Closes the work session on SB 151A. Opens a public hearing on SB 605A and SB 443A.

SB 605A and SB 443A – PUBLIC HEARING

- 368 Sen. Ben Westlund Senate District 27. Testifies in support of SB 605A and SB 443A. Relates the fundamental foundation of individual communities determining their own health care needs and matching them with local assets.
- 454 Chair Dalto Asks the status of HB 2080 which addressed similar issues.
- 462 Sen. Westlund Notes a slight distinction between HB 2080 and SB 443A.

TAPE 138, B

- 005 Chair Dalto Discusses omission of Bill Martin’s name on HB 2080.
- 016 Chair Dalto Introduces written testimony from the Oregon Board of Medical Examiners in support of SB 443 (**exhibit t**).
- 024 Karen Whitaker Knapp Office of Rural Health, Oregon Health & Sciences University (OHSU). Submits and summarizes written testimony in support of SB 605A (**exhibit u**).
- 057 Chair Dalto

Closes the public hearing on SB 605A and SB 443A. Opens a work session on SB 605A.

SB 605A – WORK SESSION

060 Rep. Butler **MOTION: Moves SB 605A to the floor with a DO PASS recommendation.**

067 **VOTE: 5-0-2**

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

EXCUSED: 2 - Anderson, Tomei

Chair Dalto **The motion CARRIES.**

REP. CAMERON will lead discussion on the floor.

069 Chair Dalto Closes the work session on SB 605A. Opens the work session on SB 443A.

SB 443A – WORK SESSION

071 Rep. Butler **MOTION: Moves SB 443A to the floor with a DO PASS recommendation.**

081 **VOTE: 5-0-2**

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

EXCUSED: 2 - Anderson, Tomei

Chair Dalto **The motion CARRIES.**

REP. CAMERON will lead discussion on the floor.

083 Chair Dalto Closes the work session on SB 443A. Opens the public hearing on SB 623A.

SB 623A – PUBLIC HEARING

086 Sandy Thiele-Cirka Administrator. Summarizes SB 623A.

- 098 Jim Gardner Pharmacy Research and Manufacturers Association (PhRMA). Testifies in support of SB 623A. Submits and reviews the floor debate document (**exhibit v**) relative to repeal of the sunset.
- 136 Bruce Goldberg OHP. Testifies in support of SB 623A.
- 150 Sen. Bill Morrisette Senate District 6. Testifies in support of SB 623A.
- 158 Chair Dalto Closes the public hearing on SB 623A. Opens a work session on SB 623A.

SB 623A – WORK SESSION

- 161 Rep. Greenlick **MOTION: Moves SB 623A to the floor with a DO PASS recommendation and be placed on the CONSENT CALENDAR.**
- 172 **VOTE: 4-0-3**
- AYE: In a roll call vote, all members present vote Aye.**
- EXCUSED: 3 - Anderson, Butler, Tomei**
- Chair Dalto **The motion CARRIES.**
- 176 Chair Dalto Closes the work session on SB 623A. Opens a public hearing on SB 782A.

SB 782A – PUBLIC HEARING

- 178 Sandy Thiele-Cirka Administrator. Summarizes SB 782A. Mentions the –A2 (**exhibit w**) and –A3 (**exhibit x**) amendments.
- 197 Sen. Bill Morrisette Senate District 6. Testifies in support of SB 782A. Discusses the lack of fiscal impact.
- 242 Chair Dalto Speaks to the -A3 amendments. Explains their impact.
- 256 Sen. Morrisette Concurs with the -A3 amendments.

- 281 Rep. Boone Comments the bill and the –A3 amendments make sense.
- 297 Chair Dalto Closes the public hearing on SB 782A. Opens a work session on SB 782A.

SB 782A – WORK SESSION

303 Rep. Greenlick **MOTION: Moves to ADOPT SB 782A-A3 amendments dated 05/26/05.**

312 **VOTE: 4-0-3**

EXCUSED: 3 - Anderson, Butler, Tomei

Chair Dalto Hearing no objection, declares the motion CARRIED.

314 Rep. Boone Comments on the –A2 amendments.

291 Rep. Greenlick Relates the purpose behind the –A2 amendments.

346 Sen. Morrisette Senate District 6. Supports the –A2 amendments.

355 Rep. Boone **MOTION: Moves to ADOPT SB 782A-A2 amendments dated 05/25/05.**

359 **VOTE: 4-0-3**

EXCUSED: 3 - Anderson, Butler, Tomei

Chair Dalto Hearing no objection, declares the motion CARRIED.

360 Rep. Boone **MOTION: Moves SB 782A to the floor with a DO PASS AS AMENDED recommendation.**

372 **VOTE: 4-0-3**

EXCUSED: 3 - Anderson, Butler, Tomei

Chair Dalto **Hearing no objection, declares the motion CARRIED.**
REP. GREENLICK will lead discussion on the floor.

375 Chair Dalto Closes the work session on SB 782A. Opens a public hearing on SCR 7.

SCR 7 – PUBLIC HEARING

379 Sandy Thiele-Cirka Administrator. Summarizes SCR 7.

393 Jo Bell OAHHS. Submits and reviews written testimony in support of SCR 7 (**exhibit y**). Relates the purpose of the resolution.

425 Chair Dalto Asks about Rep. Farr’s participation.

435 Chair Dalto Closes the public hearing on SCR 7. Opens a work session on SCR 7.

SCR 7 – WORK SESSION

436 **Rep. Boone`** **MOTION: Moves SCR 7 be sent to the floor with a BE ADOPTED recommendation.**

444 Rep. Greenlick Commends those noted in SCR 7 for their work.

461 **VOTE: 4-0-3**

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

EXCUSED: 3 - Anderson, Butler, Tomei

Chair Dalto **The motion CARRIES.**
REP. FARR will lead discussion on the floor.

TAPE 139, B

003 Chair Dalto Closes the work session on SCR 7. Opens a public hearing on SB 490B.

SB 490B – PUBLIC HEARING

- 005 Sandy Thiele-Cirka Administrator. Summarizes SB 490B.
- 013 Tom Holt OSPA. Testifies in support of SB 490B. Explains the need for the bill.
- 035 Chair Dalto Requests confirmation the bill is lowering the age for flu vaccines from 18 to 15 years old.
- 036 Holt Confirms, yes.
- 037 Rep. Greenlick Inquires regarding preparation of pharmacies to address anaphylactic shock.
- 040 Holt Explains how pharmacies address such situations.
- 055 Chair Dalto Closes the public hearing on SB 490B. Opens a work session on SB 490B.

SB 490B – WORK SESSION

- 056 Rep. Greenlick **MOTION: Moves SB 490B to the floor with a DO PASS recommendation.**
- 063 **VOTE: 4-0-3**
- AYE: In a roll call vote, all members present vote Aye.**
- EXCUSED: 3 - Anderson, Butler, Tomei**
- Chair Dalto **The motion CARRIES.**
- REP. GREENLICK will lead discussion on the floor.**
- 065 Chair Dalto Closes the work session on SB 490B. Opens a public hearing on SB 598A.

SB 598A – PUBLIC HEARING

- 067 Sandy Thiele-Cirka Administrator. Summarizes SB 598A.
- 091 Jim Gardner PhRMA. Submits and reviews written testimony in support of SB 598A (**exhibit z**) and a brochure from Partnership for Prescription Assistance (**exhibit aa**). Notes efforts to expand the assistance program.
- 128 Bruce Goldberg Administrator, OHP. Testifies in support of SB 598A.
- 141 Rep. Greenlick Questions whether this network could help mitigate some of the affects of the Medicare Modernization Act.
- 146 Goldberg States that would depend upon the agreements that could be made between those providing funding and the OHP. office.
- 166 Gardner Agrees with the philosophy expressed by Goldberg.
- 177 Chair Dalto Closes the public hearing on SB 598A. Opens a public hearing on SB 697A.

SB 697A – PUBLIC HEARING

- 180 Sandy Thiele-Cirka Administrator. Summarizes SB 697A. Mentions the –A2 amendment (**exhibit bb**).
- 195 Marshall Cobo Oregon Society of Physician Assistants. Submits and reviews written testimony in support of SB 697A (**EXhibit cc**).
- 229 Scott Ekblad Office of Rural Health, OHSU. Testifies in support of SB 697A. Notes the valuable contribution of Physician Assistants, particularly in rural Oregon.
- 260 Chair Dalto Closes the public hearing on SB 697A. Opens a work session on SB 697A.

SB 697A – WORK SESSION

- 262 Rep. Boone **MOTION: Moves to ADOPT SB 697A-A2 amendments dated 04/21/05.**

269

VOTE: 4-0-3

EXCUSED: 3 - Anderson, Butler, Tomei

Chair Dalto

Hearing no objection, declares the motion CARRIED.

270

Rep. Boone

MOTION: Moves SB 697A to the floor with a DO PASS AS AMENDED recommendation.

279

VOTE: 4-0-3

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

EXCUSED: 3 - Anderson, Butler, Tomei

Chair Dalto

The motion CARRIES.

280

Rep. Greenlick

MOTION: Moves SB 697A be placed on the CONSENT CALENDAR.

285

VOTE: 4-0-3

EXCUSED: 3 - Anderson, Butler, Tomei

Chair Dalto

Hearing no objection, declares the motion CARRIED.

286

Chair Dalto

Closes the work session on SB 697A. Opens a work session SB 598A.

SB 598A – WORK SESSION

288

Rep. Greenlick

MOTION: Moves SB 598A to the floor with a DO PASS recommendation.

300

VOTE: 4-0-3

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

EXCUSED: 3 - Anderson, Butler, Tomei

Chair Dalto

The motion CARRIES.

REP. DALTO will lead discussion on the floor.

302 Chair Dalto Closes the work session on SB 598A. Opens a public hearing on SB 781A.

SB 781A – PUBLIC HEARING

303 Sandy Thiele-Cirka Administrator. Summarizes SB 781A.

333 Sen. Bill Morrisette Senate District 6. Questions fiscal impact.

344 Thiele-Cirka Clarifies there was no fiscal impact, only a referral to the Committee on Ways and Means.

348 Donald Butsch Chair, Governor's Commission on Senior Services. Submits and reviews written testimony in support of SB 781A (**EXhibit dd**).

428 Marilyn Hines Governor's Commission on Senior Services. Testifies in support of SB 781A. Discusses depression, addiction and dementia in the lives of seniors. References statistics in **EXhibit dd**.

453 Rep. Boone Questions why the suicide rate is so high.

457 Hines Reports there are fewer and fewer age-appropriate therapies treating seniors for depression or dementia.

TAPE 140, A

012 Chair Dalto Comments on suicide rate of seniors versus teenagers, and the determination of seniors to be effective in their attempts.

017 Hines Cites a case in Seattle of a person who could not find appropriate services for the grandfather or the son.

041 Michael Morris Mental Health Policy Manager, Mental Health and Addiction Services, DHS. Submits and summarizes written testimony in support of SB 781A (**EXhibit ee**).

056 Chair Dalto Asks the Governor's Commission on Senior Services to request the referral of SB 781A to the Special Committee on Budget be

rescinded. Closes the public hearing on SB 781A. Opens a public hearing on SB 913A.

SB 913A – PUBLIC HEARING

- 067 Sandy Thiele-Cirka Administrator. Summarizes SB 913A. Notes the minimal fiscal impact. Mentions the –A4 amendments (**EXhibit ff**).
- 083 Chair Dalto Notes the –A4 amendments address his concern about who will be coming back into service after they leave.
- 087 Michael Morris Mental Health Policy Manager, Mental Health and Addiction Services, DHS. Testifies in support of SB 913A and the –A4 amendments.
- 104 Chair Dalto Requests confirmation Morris has spoken with Bob Nickel and Bruce Goldberg regarding the amendments.
- 110 Morris Confirms. Relates he received an email noting Goldberg was working on the amendments.
- 117 Scott Taylor Department of Corrections. Submits and summaries written testimony on behalf of Max Williams (**EXhibit gg**). Notes he has reviewed and supports the –A4 amendments.
- 126 Bruce Bishop OAHHS. Testifies in support of SB 913A, noting they are working on additional amendments that clarify payment standards.
- 139 Rep. Rep. Boone Inquires what the additional amendments would do.
- 140 Bishop Explains the disparity of payment standards which surfaces when patients are transferred to new facilities.
- 153 Chair Dalto Questions whether the amendments are substantial in nature.
- 154 Bishop Responds he is unsure if there will be resistance to the amendments.
- 165 Rep. Rep. Greenlick Inquires if the amendments create a fiscal impact.
- 167 Bishop Reports he hopes they would not, but he is unsure. Elaborates.

175 Chair Dalto Closes the public hearing on SB 913A. Opens a public hearing on SB 936A

SB 936A – PUBLIC HEARING

180 Sandy Thiele-Cirka Administrator. Summarizes SB 936A.

190 Stephen Kafoury Oregon Acupuncture Association. Testifies in support of SB 936A.

211 Rep. Cameron Closes the public hearing on SB 936A.

216 Chair Dalto Opens a work session on SB 936A.

SB 936A – WORK SESSION

222 Rep. Greenlick **MOTION: Moves SB 936A to the floor with a DO PASS recommendation and be placed on the CONSENT CALENDAR.**

228 **VOTE: 4-0-3**

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

EXCUSED: 3 - Anderson, Butler, Tomei

Chair Dalto The motion CARRIES.

232 Chair Dalto Closes the work session on SB 936A. Opens a work session on SB 913A.

SB 913A – WORK SESSION

233 Chair Dalto Explains his strategy for SB 913A.

251 Bruce Goldberg Administrator, OHP. Clarifies what the intent and effect of additional amendments will be on SB 913A.

285 Rep. Greenlick **MOTION: Moves to ADOPT SB 913A-A4 amendments dated 05/26/05.**

- 286 **VOTE: 4-0-3**
EXCUSED: 3 - Anderson, Butler, Tomei
- Chair Dalto** **Hearing no objection, declares the motion CARRIED.**
- 289 **Rep. Greenlick** **MOTION: Moves SB 913A to the floor with a DO PASS AS AMENDED recommendation.**
- 297 **VOTE: 4-0-3**
AYE: In a roll call vote, all members present vote Aye.
EXCUSED: 3 - Anderson, Butler, Tomei
- Chair Dalto** **The motion CARRIES.**
REP. DALTO will lead discussion on the floor.
- 298 **Chair Dalto** **Closes the work session on SB 913A. Opens a public hearing on SB 1012A**

SB 1012A – PUBLIC HEARING

- 301 **Sandy Thiele-Cirka** **Administrator. Summarizes SB 1012A. Submits the –A2 amendments (exhibit hh).**
- 321 **Cindy Booth** **Research and Development Manger, Oregon Youth Authority. Submits and summarizes written testimony of Claudia Black in support of SB 1012A (EXhibit ii).**
- 339 **Chair Dalto** **Requests confirmation the Oregon Youth Authority supports the –A2 amendments.**
- 342 **Booth** **Confirms, yes.**
- 348 **Rep. Deborah Boone** **House District 32. Testifies in support of SB 1012A.**
- 362 **Chair Dalto** **Closes the public hearing on SB 1012A. Opens a work session SB 1012A.**

SB 1012A – WORK SESSION

364 Rep. Boone **MOTION: Moves to ADOPT SB 1012A-A2 amendments dated 05/27/05.**

371 **VOTE: 4-0-3**

EXCUSED: 3 - Anderson, Butler, Tomei

Chair Dalto Hearing no objection, declares the motion CARRIED.

376 Rep. Boone **MOTION: Moves SB 1012A to the floor with a DO PASS AS AMENDED recommendation.**

382 **VOTE: 4-0-3**

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

EXCUSED: 3 - Anderson, Butler, Tomei

Chair Dalto The motion CARRIES.

REP. BOONE will lead discussion on the floor.

385 Chair Dalto Closes the work session on SB 1012A. Opens a public hearing on SB 1035A.

SB 1035A – PUBLIC HEARING

396 Sandy Thiele-Cirka Administrator. Summarizes SB 1035A.

413 Rep. Greenlick Inquires regarding the status of his bill that addresses similar issues.

431 Chair Dalto Reports the bill is in the Special Committee on Budget.

448 Chair Dalto Closes the public hearing on SB 1035A.

459 Chair Dalto Recesses the meeting at 3:48 p.m.

TAPE 141, A

002 Chair Dalto Reconvenes the meeting at 4:40 p.m. Reports the record will be kept open for further written testimony. Opens a public hearing on SB 329.

SB 329 – PUBLIC HEARING

025 Sandy Thiele-Cirka Administrator. Summarizes SB 329. References the fiscal impact statement.

051 Sen. Bill Morrisette Senate District 6. Testifies in support of SB 329. Provides history of development of the bill. Explains eligibility for the program.

132 Rep. Mitch Greenlick House District 33. Discusses the model. Comments the perfect is the enemy of the good. Relates the foundational business principle of consolidating market share to move prices, or pooling purchasing power to create economies of scale. Relates individual and group components.

211 Chair Dalto Inquires about compromises in the bill.

212 Rep. Greenlick States it is an economic model that could benefit all individuals, but we are limiting it to the poverty level. Relates the value of all Oregonians joining the purchasing pool. Lists further compromises.

243 Rep. Betty Komp House District 22. Submits and reviews written testimony in support of SB 329 (**exhibit jj**). Relates existing limits to the prescription drug program. Notes how small the pool is presently, and how the bill would expand the pool to increase its purchasing power.

277 Bruce Goldberg Administrator, OHP. Relates details and history of the existing program and the average savings of participants on prescriptions. Notes groups being added to the pool, soon.

350 Chair Dalto Inquires how many are enrolled, now.

351 Goldberg Relates enrollment figures which now are above 3000.

361 Chair Dalto Inquires regarding the target enrollment of 54,000.

365 Goldberg Elaborates on the target enrollment and possible impacts.

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| 379 | Chair Dalto | Inquires about staffing to promote additional enrollment. |
| 385 | Goldberg | Mentions the support from community partners and stakeholders such as the American Association of Retired Persons (AARP), and Oregonians for Health Security. Relates applications for grant funding from community foundations. Mentions possibility of rebates from drugs purchased through the pool. |
| 421 | Rep. Cameron | Inquires about details of how the program works and who sets the rates. |
| 428 | Goldberg | Elaborates on the contract with a pharmacy benefits administrator. |

TAPE 140, B

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| 004 | Goldberg | Continues testimony. |
| 010 | Rep. Cameron | Inquires if all Oregonians were included in the pool, and who the pool would be negotiating against for the drugs. Requests details about the process. |
| 025 | Goldberg | Explains the process, noting the pharmacy benefits administrator would be negotiating between manufacturers. |
| 059 | Rep. Cameron | Questions whether pharmacists would be limited on the percent markup they could charge. |
| 069 | Goldberg | Reports the pool will not be setting prices, but set up fair negotiations with the pharmacies. States 80 percent of the state's pharmacies have already been set up on a voluntary basis. |
| 090 | Chair Dalto | Relates meeting in Heppner with a rural pharmacist family who explained they can't purchase the drugs at the cost for which the pool is selling them. |
| 105 | Rep. Greenlick | Relates how wholesale rebates would eventually be passed on to mitigate the costs for pharmacists giving discounts. |
| 116 | Chair Dalto | Questions whether rebates should be different for large vs. small pharmacies. |

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| 117 | Rep. Greenlick | Explains how rebates should be distributed. |
| 127 | Goldberg | Relates this kind of pool could address this issue, whereas commercial insurers would not. Reiterates the necessity of expanding the pool. |
| 142 | Chair Dalto | States the issue of margin can't be discounted. Requests an explanation of why this does not involve price controls. |
| 157 | Goldberg | Explains the pool is setting a price in a manner similar to an insurer. Continues by discussing affordable medication and program ease-of-use for pharmacists. |
| 249 | Chair Dalto | Questions how much money 185 percent of the federal poverty level is, as well as the average size of a family unit against that 185 percent. |
| 271 | Goldberg | States he is unsure of the average household size in Oregon. Notes the poverty level is based on family size. Provides figures for individuals and a family of four. Relates further figures and the percentage of poverty level at which families are able to afford health insurance and health care. |
| 355 | Rep. Cameron | Inquires regarding the ability of private employers to enroll. |
| 366 | Goldberg | Confirms anyone in a group insurance plan is eligible, and the group would come in as a whole. |
| 373 | Rep. Cameron | Questions whether the established limit might be met with people who already have some sort of coverage. |
| 377 | Goldberg | Replies there is no cap on the number of uninsured individuals who can join the pool. Relates the limit of 250,000 only refers to group lives. |
| 413 | Chair Dalto | Requests to be directed to the language in the bill that allows an unlimited number of uninsured individuals to join the pool. |
| 420 | Rep. Greenlick | Reports that determination was made based on a subtraction of the limits on page 2, line 26. |

454 Jerry Cohen State Director, AARP. Submits and reviews written testimony and an AARP article in support of SB 329 (**exhibit kk**).

TAPE 141, B

003 Cohen Continues testimony. Relates questions AARP has about the details of the program.

067 Chair Dalto Requests clarification of AARP's commendation of PhRMA.

077 Cohen Explains their commendation.

082 Chair Dalto Asks Cohen's definition of a charitable welfare program.

095 Cohen Responds those programs labeled charitable programs by the pharmaceutical manufacturers.

112 Chair Dalto Inquires about recommended solutions to simplify the process of accessing prescription drugs.

115 Cohen Recommends expanding the purchasing pool.

149 Tim Nesbitt President, Oregon American Federation of Labor and Congress of Industrial Organizations (AFL-CIO). Testifies in support of SB 329. Urges opening the pool to private employers. Comments on the value of being bigger. Gives example of the federal government buying Cipro after the anthrax scare. Relates the median family income in Oregon to be \$42,000.

255 Shannon Callahan Oregon State Public Interest Research Group (OSPIRG). Submits and reviews written testimony in support of SB 329 (**exhibit ll**). Supports full expansion of the pool to include all Oregonians without prescription drug coverage.

303 Ruth Duemler Eugene Unitarian Church, Healthcare for All. Testifies in support of SB 329. Mentions the growing number of homeless in Oregon. Relates the number of people in Lane County who have died due to loss of health care coverage.

351 Chair Dalto Requests further information on numbers who have died due to loss of health care coverage.

- 357 Duemler Continues testimony.
- 379 Gail McDougale Pastor, First Congregational United Church of Christ. Submits and reviews written testimony in support of SB 329 (**exhibit mm**). Notes the requests the church receives for prescription funds. Relates an increased cost of 36 percent for the church employees' health insurance costs. Notes of the 36 percent increase, 26 percent related to prescription drugs. Comments people with the least money are charged the highest rates.

TAPE 142, A

- 003 McDougale Continues testimony.
- 019 Phillip Kennedy-Wong Ecumenical Ministries of Oregon (EMO). Submits and reviews written testimony in support of SB 329 (**exhibit nn**). Mentions the coming cuts to Medicaid which will increase need. Relates EMO's health insurance pool, in which churches' employees are invited to participate.
- 076 Barbara Prome Executive Director, Oregon Coalition of Health Care Purchasers. Testifies in support of SB 329. Notes the Coalition supports evidence-based care. Mentions concern with private employers overloading the system.
- 118 Chair Dalto Inquires regarding the membership of the Coalition.
- 119 Prome Lists some of the Coalition members.
- 139 Arthur Towers SEIU. Submits and reviews written testimony in support of SB 329 (**exhibit oo**). Notes SEIU participated in the creation of the purchasing pool. Relates the Public Employee's Benefit Board (PEBB) is considering joining the pool.
- 167 Rep. Greenlick Inquires where the 780,000 figure originated.
- 170 Towers Explains his understanding. Offers to see if that includes the Medicare population. Concludes testimony.
- 184 Melany Hammang SEIU. Testifies in support of SB 329 and submits signatures from her office of people who support the bill (**exhibit pp**).

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| 218 | Chair Dalto | Questions whether the signers are aware the information will be in the public record. |
| 221 | Hammang | Confirms, yes. |
| 225 | Chair Dalto | Inquires where Hammang works. |
| 226 | Hammang | Relates she works in the Winema branch of Children, Adults and Families. |
| 229 | Paula Allen | SEIU. Submits and reviews written testimony in support of SB 329 (exhibit qq). |
| 281 | Tom Holt | OSPA. Testifies in opposition to SB 329. Notes his participation in the development of the pool. States the pool is an experiment and it is still unclear whether it will work. Mentions issues seen to this point. Relates the need to recruit more people into the existing pool. Comments on the difficulty of rural pharmacies to accept the rate offered by the state. Expresses concern with full implications for individuals. |
| 389 | Chair Dalto | Requests information on why PEBB and more local governments haven't entered the program. |
| 409 | Holt | Relates he is unsure. Discusses income eligibility and whether at the upper end of eligibility, people have some responsibility to enroll in a program of their own. Explains the prices offered by the state to pharmacies. |
| 453 | Chair Dalto | Questions whether the state offers a flat reimbursement rate. |
| 454 | Holt | Confirms, yes. Discusses need for a transparent process. |

tape 143, A

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| 006 | Rep. Greenlick | Elaborates on the agreement PEBB recently signed and how it impacts their participation on this program. Notes they have two more years in their contract before they can participate. |
| 019 | Rep. Anderson | |

Questions restrictions on local pharmacists compared to mail order prescription refills.

- 023 Holt Explains the common restriction on pharmacies and the values of those restrictions. Notes the differences in this program.
- 043 Jim Gardner PhRMA. Submits and reviews written testimony in opposition to SB 329 (**exhibit rr**). Supports the program in its current form. Discusses PhRMA's involvement in development of the bill. Notes the program is at a critical stage and has not succeeded in attracting governmental entities for which it was intended. Comments PEBB is the lynchpin in success. Relates this bill will put the state in direct competition with private insurance companies.
- 138 Chair Dalto Requests Gardner elaborate on the competition created.
- 139 Gardner Explains the pool is open to insured employees.
- 148 Rep. Greenlick Questions whether Regence could expand their existing pool, and whether it could be inclusive rather than exclusive.
- 152 Gardner Comments he doesn't know the details of Regence's business.
- 155 Rep. Greenlick Speculates it might not be logical for that group to join the pool.
- 157 Gardner Explains eligibility is conferred upon the enrollee not the insurer.
- 171 Rep. Greenlick Notes the ability of some insurers' enrollees to pool their purchasing beyond that normally possible.
- 179 Gardner States one possible outcome imbedded in the bill is the state entering competition with insurers.
- 190 Chair Dalto Restates his understanding of Gardner's presentation of the possible competition created.
- 204 Gardner Confirms that to be a possible outcome. States the question of whether the state should be a competitor in the private insurance market is a significant policy issue.

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| 205 | Rep. Greenlick | Resists Gardner's claim. States there is nothing in the bill that establishes a public policy issue. Relates the intent to create a means by which insurers without large-based access could bring their pool into this pool to give the insurers a better deal on drugs. |
| NOTE: Rep. Greenlick and Gardner banter on intent and accomplishments of the bill from tape 143A 205 to 268. | | |
| 268 | Gardner | Moves to medical tort liability reform. Explains PhRMA's three-part strategy. |
| 300 | Chair Dalto | Questions how the information was gained. |
| 301 | Gardner | Explains the national survey coding device. |
| 310 | Chair Dalto | Requests Gardner bring this information for the public record. |
| 311 | Gardner | Continues testimony on PhRMA's three-part strategy. |
| 354 | Jean Baker | Citizen. Testifies in support of SB 329. Relates the situation of her friend Erwin and his loss of medical coverage, leading to his inability to purchase medications, and his resulting death from cancer. Notes the difficulty to seniors in completing paperwork every three months. |

tape 142, B

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| 006 | Baker | Continues testimony. Notes the bill doesn't cost anyone. |
| 017 | Barney Gorter | Alliance for Retired Americans. Submits and reviews written testimony in support of SB 329 (exhibit ss). Relates inability of his adult son to purchase insurance. Questions why PhRMA spends so much on lobbying to prevent access to the market place. |
| 085 | Maribeth Healey | Executive Director, Oregonians for Health Security. Submits and reviews written testimony in support of SB 329 (exhibit tt). Relates story of one family that participates in the Oregon prescription drug plan. Explains the PEBB issue. Addresses Rep. Greenlick's reference to the 780,000 Oregonians without prescription drug coverage, which is a figure from 2000, and should now be higher. Relates why some local entities have not joined the pool. Lists entities that have expressed interest, now. |

204 Chair Dalto Closes the public hearing on SB 329.

The following prepared testimony is submitted for the records without public testimony:

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|------------------------|---|
| Gina Firman | Association of Oregon Community Mental Health Programs. Submits written testimony in support of SB 913A (EXhibit uu) |
| John Holmes | Executive Director, NAMI of Multnomah County. Submits written testimony in support of SB 913A (EXhibit vv). |
| Rep. Billy Chair Dalto | Constituent email testimony package in support of HB 895 (exhibit ww) |
| Staff | Written testimony and recommended amendments of Ronald Carver in support of SB 443A (exhibit xx). |
| Nancy Talbot | Written testimony of DeAnna Hartwig in support of SB 782A (exhibit yy). |
| Staff | Written testimony of Margaret Noel, League of Women Voters in support of SB 329A (exhibit zz). |
| 208 Chair Dalto | Adjourns the meeting at 7:19 p.m. |

EXHIBIT SUMMARY

1. **A. SB 510A, -A2 amendments, staff, 1 p**
2. **B. SB 1040, written testimony, Carl Lundberg, 2 pp**
3. **C. SB 1040, PowerPoint presentation, Carl Lundberg, 9 pp**
4. **D. SB 1040, written testimony of Stephen Lynch, Lori Long, 1 p**
5. **E. SB 1040, written testimony, Lynn-Marie Crider, 3 pp**
6. **F. SB 374A, written testimony, Courtni Dresser, 3 pp**
7. **G. SB 20, -3 amendments, staff, 1 p**
8. **H. SB 855A, -A2 amendments, staff, 1 p**
9. **I. SB 880A, -A6 amendments, staff, 1 p**
10. **J. SB 880A, written testimony on amendments, Martin Taylor, 1 p**
11. **K. SB 880A, section by section analysis, Martin Taylor, 3 pp**
12. **L. SB 880A, written testimony, Scott Gallant, 1 p**
13. **M. SB 885A, written testimony of Sen. Charlie Ringo, Kevin Moore, 1 p**
14. **N. SB 885A, written testimony, Sue Abrams, 2 pp**

15. O. HB 895A, written testimony, Mickey Serice, 3 pp
16. P. SB 224, -1 amendments, staff, 1 p
17. Q. SB 460A, -A3 amendments, staff, 2 pp
18. R. SB 541B, -B4 amendments, staff, 1 p
19. S. SB 151A, -A7 amendments, staff, 1 p
20. T. SB 443, written testimony of the Oregon Board of Medical Examiners, Rep. Billy Dalto, 2 pp
21. U. SB 605, written testimony, Karen Whitaker Knapp, 1 p
22. V. SB 623, memo to Sen. Morrisette from Legislative Counsel on Legislative Vetoes, Jim Gardner, 1 p
23. W. SB 782A, -A2 amendments, staff, 2 pp
24. X. SB 782A, -A3 amendments, staff 4 pp
25. Y. SCR 7, written testimony, Jo Bell, 10 pp
26. Z. SB 598A, written testimony, Jim Gardner, 1 pp
27. AA. SB 598A, Partnership for Prescription Assistance brochure, Jim Gardner, 2 pp
28. BB. SB 697A, -A2 amendments, staff, 2 pp
29. CC. SB 697A, written testimony, Marshall Cobo, 5 pp
30. DD. SB 781A, written testimony, Don Butsch, 4 pp
31. EE. SB 781A, written testimony, Michael Morris, 1 p
32. FF. SB 913A, -A4 amendments, staff, 1 p
33. GG. SB 913A, written testimony of Max Williams, Scott Taylor, 1 p
34. HH. SB 1012A, -A2 amendments, staff, 1 p
35. II. SB 1012A, written testimony, Cindy Booth, 2 pp
36. JJ. SB 329, written testimony, Rep. Betty Komp, 1 p
37. KK. SB 329, written testimony and article, Jerry Cohen, 13 pp
38. LL. SB 329, written testimony, Shannon Callahan, 1 p
39. MM. SB 329, written testimony, Gail McDougle, 1 p
40. NN. SB 329, written testimony, Phillip Kennedy-Wong, 1 p
41. OO. SB 329, written testimony, Arthur Towers, 1 p
42. PP. SB 329, roster of support, Melanie Hammang, 3 p
43. QQ. SB 329, written testimony, Paula Allen, 1 p
44. RR. SB 329, written testimony, James Gardner, 3 pp
45. SS. SB 329, written testimony, Barney Gorter, 2 pp
46. TT. SB 329, written testimony, Maribeth Healey, 2 pp

The following prepared testimony is submitted for the records without public testimony:

1. UU. SB 913A, written testimony, Gina Firman, 3 pp
2. VV. SB 913A, written testimony, John Holmes, 1 p
3. WW. SB 895, email testimony from various citizens, Rep. Billy Chair Dalto, 12 pp
4. XX. SB 443, written testimony and recommended amendments of Ronald Carver, Staff, 2 pp
5. YY. SB 782A, written testimony of DeAnna Hartwig, Nancy Talbot, 1 p
6. ZZ. SB 329A, written testimony of Margaret Noel, staff, 1 p