

SENATE COMMITTEE ON HEALTH POLICY

March 14, 2005
1:00 P.M.

Hearing Room B
Tapes 39 - 40

MEMBERS PRESENT: **Sen. Laurie Monnes Anderson, Chair**
 Sen. Jeff Kruse, Vice-Chair
 Sen. Peter Courtney
 Sen. Gary George
 Sen. Bill Morrisette

STAFF PRESENT: **Rick Berkobien, Committee Administrator**
 Brittany Kenison, Committee Assistant

MEASURES/ISSUES HEARD:
 SB 298 – Public Hearing and Work Session
 SB 697 – Public Hearing and Work Session
 SB 698 – Public Hearing
 SCR 7 – Public Hearing and Work Session
 SB 880 – 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.

<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
TAPE 39, A		
003	Chair Monnes Anderson	Calls the meeting to order at 1:01 p.m. Opens a public hearing on SB 298.
<u>SB 298 – PUBLIC HEARING</u>		
010	Chair Monnes Anderson	Seeing no witnesses, closes the public hearing and opens a work session on SB 298.
<u>SB 298 – WORK SESSION</u>		
012	Chair Monnes Anderson	Introduces and explains the -1 amendments (EXHIBIT A).
020	Sen. Courtney	MOTION: Moves to ADOPT SB 298A -1 amendments dated 3/14/05.
		VOTE: 4-0-1
		EXCUSED: 1 - Sen. Kruse
	Chair Monnes Anderson	Hearing no objection, declares the motion CARRIED.
		SEN. BROWN will lead discussion on the floor.
025	Chair Monnes Anderson	Closes the work session on SB 298 and opens a public hearing on SB 697.
<u>SB 697 – PUBLIC HEARING</u>		
040	Rick Berkobien	Committee Administrator. Submits -1 amendments (EXHIBIT B).
042	Marshall Coba	Oregon Society of Physician Assistants. Submits and presents written testimony in support of SB 697 (EXHIBIT C).
050	Scott Byers	President, Oregon Society of Physician Assistants. Testifies in support of SB 697.
070	Chair Monnes Anderson	Asks if there is any known opposition to SB 697.
072	Byers	Answers, no.

The following material is submitted for the record without public testimony:

	Karen Whitaker	Vice-Provost, Oregon Health and Science University Center for Rural Health. Submits written testimony in support of SB 697 (EXHIBIT D) .
075	Chair Monnes Anderson	Closes the public hearing and opens a work session on SB 697.
<u>SB 697 – WORK SESSION</u>		
080	Sen. Courtney	MOTION: Moves to ADOPT SB 697A-1 amendments dated 3/10/05.
		VOTE: 5-0-0
	Chair Monnes Anderson	Hearing no objection, declares the motion CARRIED.
083	Sen. Courtney	MOTION: Moves SB 697A to the floor with a DO PASS AS AMENDED recommendation.
087	Sen. George	States that he does not have the -1 amendments.
090	Chair Monnes Anderson	Explains the -1 amendments.
		VOTE: 5-0-0
	Chair Monnes Anderson	Hearing no objection, declares the motion CARRIED.
		SEN. MORRISSETTE will lead discussion on the floor.
100	Chair Monnes Anderson	Closes the work session on SB 697 and opens a public hearing on SB 698.
<u>SB 698 – PUBLIC HEARING</u>		
105	Marshall Coba	Oregon Society of Physician Assistants. Submits and presents written testimony in support of SB 698 (EXHIBIT E) .
125	Scott Beyer	President, Oregon Society of Physician Assistants. Testifies in support of SB 698.
140	Sen. Morrisette	Asks for clarification on having a physician involved in rural areas.
145	Beyer	Explains that they do not have to be physically present.
149	Sen. Morrisette	Comments on the chain of command the bill will create. Asks witness to confirm statement regarding possible problems.
155	Beyer	Affirms.
158	Karen Whitaker	Vice Provost, Oregon Health and Science University (OHSU) center for Rural Health. Submits and presents written testimony in support of SB 698 (EXHIBIT F) .
170	Nan Hein	Oregon Ambulance Association. Testifies in opposition to SB 698.
220	Dave Lapof	Oregon Ambulance Association. Testifies in opposition to SB 698.
250	Sen. Morrisette	Clarifies that the medics have constant communication with physicians.
255	Lapof	Affirms. Elaborates.
275	Chair Monnes Anderson	Ask to clarify that medic would not have to follow the instructions of a physician assistant (PA).
285	Lapof	Answers, no and defers to Shawn Baird for further clarification.
295	Shawn Baird	Oregon Volunteers Firefighters Association. Answers the Chair's question. Submits and presents written testimony in opposition to SB 698 (EXHIBIT G) .
365	Sen. George	Asks if any daily routine would change if the bill became law.
385	Baird	Answers question.
388	Sen. George	Clarifies that carrier states are only authorized to receive instructions from a licensed physician.

390	Baird	Affirms. Adds that he has to provide his insurance company with a copy of their state license.
393	Chair Monnes Anderson	Asks if that is the same for Nurse Practitioners.
395	Baird	Responds, no.
398	Sen. Morrisette	Clarifies response.
400	Baird	Answers and explains.
413	Sen. Morrisette	Asks if insurance companies are requiring medics to make contact with emergency room doctors only.
418	Baird	Answers and explains procedure.
430	John Praggastis	Vice President, Oregon State Paramedic Association. Submits and presents written testimony in opposition to SB 698 (EXHIBIT H) .

TAPE 40, A

020	Praggastis	Continues discussing opposition to SB 698.
040	Chair Monnes Anderson	Submits written testimony from Ritu Sahni, Physician, Lake Oswego, Oregon, in opposition to SB 698 (EXHIBIT I) , and written testimony in opposition to SB 698 from Denise Giard, President, Oregon Fire Medical Administrators Association (OFMAA) (EXHIBIT J) for the record. States that a work session will not be held. Closes the public hearing on SB 698 and opens a public hearing on SCR 7.

SCR 7 – PUBLIC HEARING

055	Jo Bell	Director, Oregon Association of Hospitals and Health Systems. Submits and presents written testimony in support of SCR 7 (EXHIBIT K) .
080	Chair Monnes Anderson	Closes the public hearing and opens a work session on SCR 7.

SCR 7 – WORK SESSION

082	Sen. Courtney	MOTION: Moves SCR 7 be sent to the floor with a BE ADOPTED recommendation.
	Chair Monnes Anderson	VOTE: 5-0-0
		Hearing no objection, declares the motion CARRIED. SEN. MONNES ANDERSON will lead discussion on the floor.
083	Chair Monnes Anderson	Closes the work session on SCR 7 and opens a public hearing on SB 880.

SB 880 – PUBLIC HEARING

100	Martin Taylor	Oregon Nurses Association. Submits and presents written testimony in support of SB 880 (EXHIBIT L) .
125	Elizabeth Ladu	Immediate Past Chair, Nurse Practitioners of Oregon. Explains the bill and testifies in support of SB 880.
175	Ladu	Continues to explain the bill.
190	Anne Barry-Leaver	Nurse Practitioner, Salem, Oregon. Submits written testimony explaining the bill and testifying in support of SB 880.
230	Sen. Kruse	Asks about communicable disease and how it relates with institutions.
245	Taylor	Answers that there are three (3) sections in the bill that relate to the communicable disease center. Elaborates.
265	Sen. Kruse	Comments on making sure that the new authority is connected.
275	Ladu	Clarifies the intent of the bill.
275	Sen. Kruse	Re-clarifies statement on the new authority in the bill.
277	Taylor	Comments that the bill adds Nurse Practitioner after the word

		physician.
280	Chair Monnes Anderson	Comments on section six (6) of the bill. Elaborates.
290	Ladu	Comments that a Nurse Practitioner has an equal level of responsibility to physicians in reporting communicable disease.
300	Barry-Leaver	States that patients need to know that Nurse Practitioners have authority.
320	Chair Monnes Anderson	Refers to section thirteen (13) of the bill and asks if there is a disagreement as well.
325	Taylor	Comments that there are different goals in mind.
327	Ladu	Comments on section thirteen (13) of SB 880.
350	Chair Monnes Anderson	Asks for a specific example of a pregnant woman that needed to have a transfer.
355	Ladu	States that she cannot think of specific example. Provides another example.
390	Sen. Kruse	Refers to section thirteen (13) relating to SB 698.
397	Taylor	Explains the job of the Nurse Practitioner and how they work with medics.
415	Sen. Kruse	States that the issue is with the relationship with medics.
425	Sen. Morrisette	Asks to provide other examples of conflicts with medics and Nurse Practitioners.
437	Ladu	Answers that scenarios like that are rare and explains.
TAPE 39, B		
003	Sen. Morrisette	Comments on arguments to SB 698 (2005)
006	Sen. Kruse	Comments on section thirteen (13) of the bill and dealing with emergency situations.
020	Andi Easton	Oregon Medical Association (OMA). Testifies in opposition to SB 880.
033	Sen. Morrisette	Clarifies that she was not notified about this bill.
035	Easton	Affirms.
037	John Praggastis	Vice President, Oregon State Paramedic Association. Submits and presents written testimony in opposition to SB 880 (EXHIBIT N) .
065	Chair Monnes Anderson	States that the ultimate goal and focus should be on taking care of the patient.
068	Sen. George	Comments on Nurse Practitioners being the third supervisor for medics. States that would compound a problem.
070	Praggastis	Confirms statement. Provides further concerns on SB 880.
090	Sen. George	Comments on possible concerns of the bill.
095	Praggastis	Affirms that the bill will cause problems. Further comments on regular chain of command.
103	Sen. George	Asks who would have the ultimate authority and if that needs to be defined by law if the bill was passed.
105	Praggastis	Explains how the chain of command is in statute and how the bill would disrupt that.
125	Sen. Morrisette	Comments on shortage of physicians in rural areas. Comments on personal experience with a Nurse Practitioner.
150	Praggastis	States that there are almost 200 certified physicians in Oregon that operate within the ambulance arena. Comments on rural areas.
165	Shawn Baird	Oregon Volunteers Firefighters Association. Testifies in opposition to SB 880. Comments on previous testimony by the Nurse Practitioners.
190	Chair Monnes	Asks for parties to work together to solve conflicts. Closes

EXHIBIT SUMMARY

- A. SB 298, -1 amendments, staff, 3 pp**
- B. SB 697, -1 amendments, staff, 1 p**
- C. SB 697, written testimony, Marshall Coba, 2 pp**
- D. SB 697, written testimony, Karen Whitaker, 1 p**
- E. SB 698, written testimony, Marshall Coba, 1 p**
- F. SB 698, written testimony, Karen Whitaker, 1 p**
- G. SB 698, written testimony, Shawn Baird, 1 p**
- H. SB 698, written testimony, John Praggastis, 2 pp**
- I. SB 698, written testimony, Ritu Sahni, 1 p**
- J. SB 698, written testimony, Denise Giard, 1 p**
- K. SCR 7, written testimony, Jo Bell, 6 pp**
- L. SB 880, written testimony, Martin Taylor, 2 pp**
- M. SB 880, written testimony, Ann Barry Leaver, 3 pp**
- N. SB 880, written testimony John Praggastis, 2 pp**