

SENATE COMMITTEE ON RULES

May 24, 2005
1:00 P.M.

Hearing Room B
Tapes 81 - 82

Corrected 10/27/05

MEMBERS PRESENT: **Sen. Kate Brown, Chair**
 Sen. Ted Ferrioli, Vice-Chair
 Sen. Jason Atkinson
 Sen. Charlie Ringo
 Sen. Frank Shields

STAFF PRESENT: **Tiffany Harris, Committee Administrator**
 Brittany Kenison, Committee Assistant

MEASURE/ISSUES HEARD:
 HB 3464 – Public Hearing and Work Session
 HB 2059A – Public Hearing
 HB 2061A – Public Hearing
 HB 2102A – Public Hearing
 HB 2266 – Public Hearing and Work Session
 HB 2207 – Public Hearing and 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 81, A		
003	Chair Brown	Calls the meeting to order at 3:06 p.m. Opens a public hearing on HB 3464.
<u>HB 3464 – PUBLIC HEARING</u>		
008	Tiffany Harris	Committee Administrator. Presents an overview of HB 3464.
017	Rep. John Dallum	House District 59. Testifies in support of HB 3464.
030	Chair Brown	Asks if HB 3464 has amendments.
032	Rep. Dallum	Responds, no.
033	Sen. Atkinson	Asks Rep. Dallum a question regarding the effect of the bill.
035	Rep. Dallum	Responds.
048	Paul Cosgrove	Nationwide Insurance Company. Testifies in support of HB 3464.
058	Robin Freeman	Office of the Director, Oregon Department of Transportation (ODOT). Submits and presents written testimony in support of HB 3464 (EXHIBIT A).
110	Chair Brown	Closes the public hearing on HB 3464 and opens a public hearing on HB 2059A.
<u>HB 2059A – PUBLIC HEARING</u>		
115	Tiffany Harris	Committee Administrator. Presents an overview of HB 2059A.
125	Kathleen Haley	Executive Director, Oregon Board of Medical Examiners. Submits and presents written testimony in support of HB 2059A (EXHIBIT B).
138	Sen. Shields	Clarifies Haley's comment regarding the percentage of people who could not receive licensure in other states.

145 Haley Responds.
 147 Chair Brown Asks Haley to clarify which medical providers that the Board of Medical Examiners have jurisdiction over.
 148 Haley Answers, physicians, physician assistants, podiatrists and acupuncturists.
 150 Chair Brown Asks Haley to clarify that the intent of the bill is to allow national background checks on applicants.
 151 Haley Responds, yes.
 154 Chair Brown Asks how many other states currently allow national background checks.
 156 Haley Responds.
 158 Andrea Meyer Legislative Director, American Civil Liberties Union – Oregon (ACLU). Testifies in opposition to HB 2059A.
 161 Chair Brown Opens a public hearing on HB 2061A and HB 2102A.

HB 2059A, HB 2061A, HB 2102A – PUBLIC HEARING

Tiffany Harris Committee Administrator. Submits the -1 amendments to HB 2102A (**EXHIBIT C**).
 170 Andrea Meyer Legislative Director, American Civil Liberties Union – Oregon (ACLU). Testifies in opposition to HB 2059A, HB 2061A and HB 2102A.
 252 Chair Brown Asks Meyer to repeat the bill number that she was referring to.
 253 Meyer Responds, HB 2157 (2005). Continues testimony.
 285 Chair Brown Asks Meyer to provide a situation when a healthcare board has provided fingerprints to law enforcement.
 290 Meyer Responds.
 327 Chair Brown Discusses the position of the Board of Medical Examiners and asks Meyer to comment.
 345 Meyer Responds.
 374 Sen. Shields Asks a question regarding the safeguards in the bill.
 380 Meyer Answers question.
 390 Chair Brown Asks if HB 2157 (2005) provides standards for fingerprinting.
 396 Meyer Speculates.
 426 Sen. Shields Comments on HB 2157 (2005).
 433 Chair Brown Discusses concerns of waiting for HB 2157 to pass out of committee before the legislative session is over.
 440 Meyer Interjects that HB 2157 (2005) did pass out of the House committee on General Government and has been referred to the House Judiciary committee.

TAPE 82, A

005 Sen. Shields Asks for witnesses to comment on HB 2157 (2005).
 008 Joan Bouchand Executive Director, State Board of Nursing. Submits and presents written testimony in support of HB 2102A (**EXHIBIT D**).
 029 Sen. Shields Asks Bouchand about the negative responses during her study on fingerprinting.
 032 Bouchand Responds.
 040 Lauren Rhoades Oregon Health Care Association. Submits and presents written testimony in support of HB 2102A (**EXHIBIT E**).
 053 Chair Brown Asks Rhoades a question regarding streamlining.
 054 Rhoades Answers question. Concludes testimony.
 060 Chair Brown Asks Kathleen Haley to address HB 2157 (2005).
 061 Kathleen Haley Executive Director, Board of Medical Examiners. Discusses HB 2157 (2005).
 075 Sen. Shields Asks when the fingerprint cards will either be returned or

077	Haley	destroyed.
082	Sen. Atkinson	Responds. Asks Haley who the board has jurisdiction over besides physicians, acupuncturists, and podiatrists.
083	Haley	Responds, physician assistants.
085	Sen. Atkinson	Asks how many medical providers have been found nationally with a criminal background record.
087	Haley	Responds.
093	Sen. Ferrioli	Comments on the procedure for destroying fingerprint cards.
098	Chair Brown	Closes the public hearings on HB 2059A, HB 2061A and HB 2201A and opens a public hearing on HB 2266.
<u>HB 2266 – PUBLIC HEARING</u>		
108	Holly Robinson	Legislative Counsel office. Testifies regarding HB 2266.
125	Chair Brown	Closes the public hearing on HB 2266 and opens a public hearing on HB 2207.
<u>HB 2207 – PUBLIC HEARING</u>		
128	Tiffany Harris	Committee Administrator. Presents an overview of HB 2207.
135	Philip Schradle	Oregon Department of Justice (DOJ). Submits and presents written testimony in support of HB 2207 (EXHIBIT F).
158	Chair Brown	Closes the public hearing on HB 2207. Stands the committee at ease.
161	Chair Brown	Reconvenes the meeting. Opens a work session on HB 2207.
<u>HB 2207 – WORK SESSION</u>		
163	Chair Brown	MOTION: Moves HB 2207 to the floor with a DO PASS recommendation.
		VOTE: 4-0-1
		EXCUSED: 1 - Ringo
	Chair Brown	Hearing no objection, declares the motion CARRIED.
		SEN. BROWN will lead discussion on the floor.
168	Chair Brown	Closes the work session on HB 2207 and opens a work session on HB 2266.
<u>HB 2266 – WORK SESSION</u>		
170	Chair Brown	MOTION: Moves HB 2266 to the floor with a DO PASS recommendation.
		VOTE: 4-0-1
		EXCUSED: 1 - Ringo
	Chair Brown	Hearing no objection, declares the motion CARRIED.
		SEN. SHIELDS will lead discussion on the floor.
173	Chair Brown	Closes the work session on HB 2266 and opens a work session on HB 3464.
<u>HB 3464 – WORK SESSION</u>		
175	Chair Brown	MOTION: Moves HB 3464 to the floor with a DO PASS recommendation.
		VOTE: 4-0-1
		EXCUSED: 1 - Ringo
	Chair Brown	Hearing no objection, declares the motion CARRIED.
		SEN. ATKINSON will lead discussion on the floor.
180	Chair Brown	Closes the work session on HB 3464 and adjourns the meeting at 3:52 p.m.

EXHIBIT SUMMARY

- A. HB 3464, written testimony, Robin Freeman, 2 pp**
- B. HB 2059A, written testimony, Kathleen Haley, 4 pp**
- C. HB 2102, -A2 amendments, staff, 1 p**
- D. HB 2102, written testimony, Joan Bouchand, 6 pp**
- E. HB 2102, written testimony, Lauren Rhoades, 2 pp**
- F. HB 2207, written testimony, Philip Schradle, 2 pp**