

HOUSE COMMITTEE ON HEALTH AND HUMAN SERVICES

February 10, 2003 Hearing Room D
8:30 A.M. Tapes 23 – 24

MEMBERS PRESENT: Rep. Jeff Kruse, Chair
Rep. Billy Dalto, Vice-Chair
Rep. Carolyn Tomei, Vice-Chair
Rep. Gordon Anderson
Rep. Jeff Barker
Rep. Laurie Monnes Anderson
Rep. Ben Westlund

STAFF PRESENT: Sandy Thiele-Cirka, Committee Administrator
Mara McGraw, Committee Assistant

MEASURES HEARD: HB 2160 – Work Session
HB 2021 – Public Hearing and Work Session
HB 2240 – Public Hearing
HB 2191 – 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 23, A		
005	Chair Kruse	Calls meeting to order at 8:40 A.M. and opens work session on HB 2160 including -1 amendments (EXHIBIT A).
<u>HB 2160 – WORK SESSION</u>		
009	Sandy Thiele-Cirka	Administrator. Summarizes bill.
020	Chair Kruse	Explains session protocol for Ways and Means referrals.
028	Rep. Tomei	MOTION: Moves to ADOPT HB 2160 -1 amendments dated 02/06/03.
055	Rep. Monnes Anderson	Questions section 3 of amendment regarding Family Health Insurance Assistance Program (FIAP) coverage.
067	Craig Urbani	Insurance Pool Governing Board (IPGB). Explains amendment regarding subsidies for coverage.
072	Rep. Monnes Anderson	Inquires on payments and tracking system.
074	Urbani	Responds and explains the contracts and Health Insurance Portability and Accountability (HIPAA) billing practices.
081		VOTE: 6-0-1 EXCUSED: 1 - Westlund
	Chair Kruse	Hearing no objection, declares the motion CARRIED.
082	Rep. Tomei	MOTION: Moves HB 2160 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference. VOTE: 6-0-1 AYE: In a roll call vote, all members present vote AYE. EXCUSED: 1 - Westlund

	Chair Kruse	The motion CARRIES.
092	Chair Kruse	Closes work session on HB 2160 and opens public hearing on HB 2021.
<u>HB 2021 – PUBLIC HEARING</u>		
087	Cedric Hayden	Constituent, residing in Fall Creek, Oregon. Summarizes bill. Explains capital reserve requirements for dental practices and details impact of requirement on small business practitioners and Oregon economy.
159	Chair Kruse	Inquires on the rationale for requirement change in 2001.
160	Hayden	Explains changes related to other medical professions.
178	Rep. Monnes Anderson	Inquires on specifics of capital reserve requirements.
188	Hayden	Explains insurance company requirements.
198	Rep. Anderson	Questions relationship to small business.
200	Hayden	Details deductible, premiums and co-pay as they relates to small businesses.
227	Rep. Monnes Anderson	Requests more background on reserve requirement.
245	Chair Kruse	Explains return to requirements of 2 years previous with no fiscal or revenue impact. Closes public hearing and opens work session on HB 2021.
<u>HB 2021 – WORK SESSION</u>		
259	Rep. Tomei	MOTION: Moves HB 2021 to the floor with a DO PASS recommendation.
265		VOTE: 7-0 AYE: In a roll call vote, all members present vote AYE.
	Chair Kruse	The motion CARRIES.
		REP. ANDERSON will lead discussion on the floor.
272	Chair Kruse	Closes work session on HB 2021 and opens public hearing on HB 2240.
<u>HB 2240 – PUBLIC HEARING</u>		
283	Thiele-Cirka	Summarizes HB 2240.
310	Paul Kleinstub, M.D.	Dental Director, Chief Investigator, Oregon Board of Dentistry. Submits written testimony in support of HB 2240 (EXHIBIT B). Explains current rule regarding supervision of dental assistants and hygienists.
367	Rep. Monnes Anderson	Questions billing for dental assistant services.
376	Kleinstub	Explains role of assistant relating to billing. Addresses issues of disciplinary actions as they relate to licensure.
421	Rep. Monnes Anderson	Questions time limit on disciplinary actions.
424	Kleinstub	Explains authority to discipline after retirement.
440	Lori Lindley	Assistant Attorney General, Department of Justice. Explains statues. Details effort to expand discretion for disciplinary actions.
TAPE 24, A		
022	Chair Kruse	Addresses suggested amendments. Requests input on amendments. Clarifies intent of language.
035	Kleinstub	Offers input on restrictions of proposed amendments.
049	Jane Myer	Representing Oregon Dental Association (ODA). Submits written testimony (EXHIBIT C). Explains intent of proposed

		amendments relating to issues of liability and patient safety.
068	Chair Kruse	Explains language in bill not supported by ODA.
070	Myer	Questions whether hygienists can supervise assistants. Reports supervision as possible according to current rule if board decided to allow it.
071	Chair Kruse	Inquires if board currently allows hygienists to supervise assistants.
072	Myer	Reports this type of supervision may already take place. Informs on certain skill sets that could not be properly supervised by hygienists. Suggests appropriate training to comply with statute.
100	Rep. Dalto	Questions supervision of hygienists in school settings.
104	Myer	Explains supervision policies within dental schools.
108	Rep. Dalto	Requests clarification regarding intent of bill relating to supervision of assistants.
112	Myer	Offers language to clarify role of supervision and to establish permissible independent work of both hygienists and assistants.
127	Rep. Monnes Anderson	Inquires on impact to volunteer work and Job Corps.
136	Myer	Explains permits and ability to perform services without supervision. Explains amendment will clarify roles and ability to perform services.
151	Rep. Monnes Anderson	Request more information on roles of hygienists and assistants regarding permits.
172	Myer	Clarifies roles and services authorized for hygienists and assistants in relation to board rules on supervision.
193	Kleinstub	Offers input on roles of hygienists and assistants. Addresses present rules and statutes regarding limited access permits.
214	Rep. Anderson	Offers information on duties, skill sets and supervision of assistants and hygienists. Suggests revision of language in amendment to ensure clarity of roles and responsibilities.
262	Kleinstub	Explains current rules regarding supervision of dental assistants.
275	Myer	Relates Board of Dentistry's rule-making authority.
298	Chair Kruse	Explains statute.
316	Rep. Anderson	Discusses previous legislation as it relates to proposed amendment.
321	Myer	Clarifies two separate issues with legislation. Explains intent of language in proposed amendments regarding permits and supervision. Comments on ODA's willingness to work on clarity of amendments.
424	Rep. Dalto	Offers information on drafting process.
437	Kleinstub	Explains why amendments were drafted as such.
465	Paul Cosgrove	Oregon Dental Hygienists Association (ODHA). Relates ODHA support for HB 2240 as written. Explains Board of Dentistry does not currently understand it's authority to write rules of supervision.
500	Chair Kruse	Closes public hearing on HB 2240 and opens a public hearing on HB 2191.

TAPE 23, B

HB 2191 – PUBLIC HEARING

050	Thiele-Cirka	Summarizes HB 2191.
075	Tom Olsen	Administrator, Child Care Division, Oregon Employment Department. Submits written testimony relating to bill (EXHIBIT D) . Introduces bill and describes the collaborative process.

084	Bobby Weber	Work Group Chair, Task Force on Financing Quality Child Care. Offers written testimony in support of HB 2191 (EXHIBIT E) . Speaks to the incorporation of child care into the state's plan and the aspects of voluntary placements of children into care outside of the home. Speaks to proposed amendment to insert language relating to child care.
155	Webber	Continues presentation on comprehensive child care plan. Relates childhood care and education as a marketplace, private enterprise of profit or nonprofit businesses. States new language will strengthen and broaden system.
204	Rep. Monnes Anderson	Inquires on definition of local child care resource and referral agency.
217	Webber	Explains role and services offered by resource and referral agencies and their network statewide.
257	Marion Smith	Member, Task Force on Financing Quality Child Care. Offers information specific to child care legislation. Submits written testimony on behalf of Kitty Piercy, Chair, and Oregon Commission for Child Care (EXHIBIT F) .
271	Olsen	Explains function of resource and referral agencies as they relate to grant funds match requirement. Explains legislation that increased federal funding to local agencies and proposed amendment to change obligation in match requirement.
321	Rep. Monnes Anderson	Questions federal match.
328	Olsen	Explains match obligation as it relates to revenue impact.
339	Rep. Monnes Anderson	Inquires on relationship to General Fund.
344	Olsen	Explains match requirement is state statute and will not impact federal match requirement. Explains redefinition of term 'child' as it relates to children with special needs as a technical adjustment in language, the regulation of teen parent programs and child development programs in high schools.
414	Rep. Monnes Anderson	Comments on licensure process as it relates to quality child care and education.
437	Olsen	Requests emergency clause to enact legislation upon passage. Defines term 'parent cooperative'.
TAPE 24, B		
012	Rep. Monnes Anderson	Question how change prevents of abuse of statute.
018	Olsen	Details language that tightens restriction and regulations on cooperative childcare programs.
032	Vice-Chair Tomei	Inquires on board representation for cooperative childcare programs.
033	Olsen	Reports on membership for board at cooperatives. Explains change in language from 'group home' to 'family home.'
057	Donna Middleton	Director of Oregon Commission on Children and Families (OCCF). Reports OCCF does not have a position on HB 2191. Explains the existing relationship between Employment Department, OCCF, Department of Education (ODE) and Department of Human Services (DHS).
103	Jim Austin	Legislative Aid, Rep. Jackie Dingfelder House District 45. Offers testimony in support of HB 2191.
111	Larissa Eichacker	Parent-Child Preschools of Oregon. Explains services provided by and need for cooperative childcare. Defines board for

141	Austin	cooperatives. Requests emergency clause effective upon passage to accommodate fall enrollment for cooperative child care programs.
158	Rep. Anderson	Questions cooperative programs relationship to child care resource and referral (CCRR) agencies.
168	Austin	Explains amendment as a re-inclusion of previous statute. Offers statutory definitions of child care cooperatives.
176	Olsen	Explains relationship between CCRR agencies and cooperative child care programs.
188	Eichacker	Offers further information on relationship between CCRR and cooperatives.
197	Vice-Chair Tomei	Closes public hearing on HB 2191 and adjourns meeting at 10:01 A.M.

EXHIBIT SUMMARY

A – HB 2160, amendments, Staff, 3 pp.

B – HB 2240 written testimony, Paul Kleinstub, D.D.S., 1 p.

C – HB 2240, written testimony, Jane Myer, 2 pp.

D – HB 2191, written testimony, Tom Olsen, 2 pp.

E – HB 2191, written testimony, Bobby Webber, 1 p.

F – HB 2191, written testimony, Kitty Piercy, 1 p.