

# HOUSE COMMITTEE ON HEALTH AND HUMAN SERVICES

April 16, 2003 Hearing Room D  
8:30 A.M. Tapes 88 – 92

**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:**            **HB 3156 – Work Session**  
                                 **HB 2884 – Work Session**  
                                 **HB 2964 – Work Session**  
                                 **HB 3506 – Work Session**  
                                 **HB 2692 – Work Session**  
                                 **HB 2888 – Work Session**  
                                 **HB 3570 – Work Session**  
                                 **HB 2970 – Work Session**  
                                 **HB 2987 – Work Session**  
                                 **HB 3153 – Work Session**  
                                 **HB 3156 – Work Session**  
                                 **HB 2324 – Work Session**  
                                 **HB 3157 – Work Session**  
                                 **HB 3396 – Work Session**

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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.

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<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
<b>TAPE 88, A</b>		
004	Chair Kruse	Calls meeting to order at 8:54 A.M. and open work session on HB 3153.
<b><u>HB 3153 – WORK SESSION</u></b>		
014	Lawrence Skolick, MD	Submits written testimony in support of bill ( <b>EXHIBIT A</b> ). Presents overview of hypnotherapy. Addresses need for licensing board. Proposes role and regulatory authority of board.
148	Rep. Tomei	Inquires on board membership.
155	Skolick	Notes amendment addresses board membership.
159	Chair Kruse	Clarifies amendments speak to board membership. Closes work session on HB 3153 and opens work session on HB 2884.
<b><u>HB 2884 – WORK SESSION</u></b>		
181	Sandy Thiele-Cirka	Administrator. Summarizes bill and -1 amendments, dated 4/9/03 ( <b>EXHIBIT B</b> ).
196	Grant Higginson, MD	State Public Health Officer, Health Services, Department of Human Services (DHS). Submits written testimony in opposition

		to bill and -1 amendments ( <b>EXHIBIT C</b> ). Presents overview of certificate of need programs and subsequent exemptions.
262	Rep. Tomei	Inquires on closed systems.
263	Higginson	Explains closed system program. Discusses issues related to allowing closed systems to open beds to regular nursing care beds. Addresses role of certificate of need program. Comments on -1 amendments.
319	Rep. Barker	Requests example of closed system.
322	Higginson	Explains buy-in process for term of life care.
328	Julia Huddleston	Administrator, Office of Rate Setting for Finance and Policy Analysis, DHS and Administrator, Senior and People with Disabilities Budget Office, DHS. Submits written testimony in opposition of bill and -1 amendments ( <b>EXHIBIT D</b> ). Addresses fiscal issues related to Medicaid funding. Suggests certificate of need facilities be examined for long term success.
380	Jim Carlson	Oregon Health Care Association. Testifies in opposition to bill. Speaks to equity issues related to exempting certain classes of facilities. Notes -1 amendments address leveling playing field.
415	Chair Kruse	Comments on need for certificate of need program. Inquires on development of program.
424	Carlson	Provides history of program. Notes control of expenditures.
448	Chair Kruse	Comments on eligibility and level of services in regard to program purpose.
457	Carlson	Details Medicare and Medicaid policies related to occupancy of nursing care facilities for cost management.
<b>TAPE 89, A</b>		
023	Chair Kruse	Discusses viability and market in regard to duplicate processes.
031	Carlson	Notes cost shift into private pay. Comments on philosophy behind certificate of need program.
048	Chair Kruse	Reiterates issues related to venture capital and determining market.
054	Carlson	Speaks to opinion of membership regarding certificate of need. Reintegrates membership desire to level playing field.
070	Rep. Anderson	Inquires on -1 amendments.
072	Carlson	Reports on development of -1 amendments.
075	Chair Kruse	States intent regarding bill.
<b>091</b>	<b>Rep. Westlund</b>	<b>MOTION: Moves to ADOPT HB 2884-1 amendments dated 4/9/03.</b>
<b>093</b>		<b>VOTE: 7-0-0</b>
<b>094</b>	<b>Chair Kruse</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>096</b>	<b>Rep. Westlund</b>	<b>MOTION: Moves HB 2884 to the floor with a DO PASS AS AMENDED recommendation.</b>
105	Rep. Tomei	Inquires on need for change via statute.
109	Chair Kruse	Notes process may need revision.
121	Rep. Tomei	Comments on responsibility to invest in senior care.
129	Chair Kruse	Notes certificate of need not used in assisted living facilities which is inequitable.
139	Rep. Barker	Comments on protections on behalf of seniors regarding long term care.
149	Chair Kruse	Closes work session on HB 2884 and opens work session on HB 2964.
<b><u>HB 2964 – WORK SESSION</u></b>		
157	Thiele-Cirka	Summarizes bill and -1 amendments, dated 4/3/03 ( <b>EXHIBIT</b>

		E), -2 amendments, dated 4/7/03 ( <b>EXHIBIT F</b> ), -3 amendments, dated 4/14/03 ( <b>EXHIBIT G</b> ).
185	Anderson	Comments on dental industry and best practice policies. Reads dental student letter in opposition to ownership by non-dentists. Request passage of -2 amendments.
260	Chair Kruse	Notes Senate passage of identical bill excepting ownership piece.
<b>293</b>	<b>Rep. Anderson</b>	<b>MOTION: Moves to ADOPT HB 2964-2 amendments dated 4/7/03.</b>
298	Rep. Monnes	Comments on non-dentist ownership as access issue.
	Anderson	
330	Rep. Anderson	Speaks to advantages and benefits of ownership by dentists.
346	Chair Kruse	Notes non-dentist ownership is optional.
356	Rep. Barker	Comments on non-dentists ownership.
368	Rep. Dalto	Notes lack of support by dentists.
<b>399</b>		<b>VOTE: 3-4-0</b> <b>AYE: 3 - Anderson, Barker, Dalto</b> <b>NAY: 4 - Monnes Anderson, Tomei, Westlund, Kruse</b>
<b>405</b>	<b>Chair Kruse</b>	<b>The motion FAILS.</b>
<b>410</b>	<b>Rep. Monnes</b>	<b>MOTION: Moves to ADOPT HB 2964-1 amendments dated 4/3/03.</b>
	<b>Anderson</b>	
<b>415</b>	<b>Thiele-Cirka</b>	<b>VOTE: 4-3-0</b> <b>AYE: 4 - Monnes Anderson, Tomei, Westlund, Kruse</b> <b>NAY: 3 - Anderson, Barker, Dalto</b>
<b>422</b>	<b>Chair Kruse</b>	<b>The motion CARRIES.</b>
428	Rep. Monnes	Notes neutral position on -3 amendments.
	Anderson	
435	Thiele-Cirka	Submits written testimony form Oregon State Denturists Association ( <b>EXHIBIT H</b> ) and United Seniors of Oregon ( <b>EXHIBIT I</b> ).
<b>TAPE 88, B</b>		
003	Joe Coss	Oregon State Denturists Association. Speaks to -3 amendments. Discusses reason for requesting exclusion of denturists from bill.
037	Jane Myer	Oregon Dental Association (ODA). Testifies in opposition to -3 amendments. Speaks to broad authority by dentists. Comments on non-dentists ownership.
064	Rep. Tomei	Requests clarification on -3 amendments.
067	Myer	Explains impact of -3 amendments regarding non-dentist ownership of Denturist practices. Speaks to quality of care. Discusses recent Denturist ballot measure.
107	Rep. Tomei	Requests clarification on Denturist ownership and -3 amendments.
108	Myer	Clarifies amendment language regarding Denturist ownership of dental practices.
116	Rep. Tomei	Comments on benefits of mutual practice.
118	Myer	Explains current protocol and policy regarding diagnosis and quality of care.
132	Rep. Anderson	Inquires on Denturist training level.
136	Myer	Reports licensing requirements and scope of practice. Reads email form Director of Health Licensing Office. Notes statute is not necessary to uphold ballot measure.
<b>191</b>	<b>Rep. Monnes</b>	<b>MOTION: Moves HB 2964 to the floor with a DO PASS AS AMENDED recommendation.</b>
	<b>Anderson</b>	

198 **VOTE: 4-3-0**  
**AYE: 4 - Monnes Anderson, Tomei, Westlund, Kruse**  
**NAY: 3 - Anderson, Barker, Dalto**  
**The motion CARRIES.**  
**REP. BATES will lead discussion on the floor.**  
202 Chair Kruse  
210 Chair Kruse Closes work session on HB 2964 and opens work session on HB 3506.

**HB 3506 – WORK SESSION**

216 Thiele-Cirka Summarizes bill  
227 Rep. Gordon House District 3. Explains bill. Introduces witness.  
261 Lyle Jackson, MD Physician, Josephine County. Describes local Independent Practice Association (IPA) services. Reports support for Oregon Health Plan (OHP) and impact of budget reductions. Discusses surrogate mother participation on OHP. Addresses challenge in proving surrogate status. Notes law may prevent abuses of system.  
364 Rep. Barker Inquires on policy regarding detecting surrogates. Comments on complexity of issue. Inquires on eligibility.  
397 Jackson Notes intent of bill. Comments on financial responsibility of adoptive parents toward surrogate mother and child. Notes Oregon Medical Assistance Program (OMAP) states OHP can not be denied as law is currently written. Notes payment for surrogacy is made post natal.  
457 Rep. Barker Inquires on reporting of income. Inquires on specific cases.  
465 Jackson Speaks to issues related to Josephine County. Reports data on specific cases.  
490 Rep. Anderson Comments on prevention of OHP abuses.  
500 Jackson Notes law will deter adoptive parents and surrogate mother from abuses.

**TAPE 89, B**

027 Rep. Anderson Notes adoption fees.  
035 Jackson Notes arrangement is free enterprise agreement and government should not subsidize. Notes socioeconomic status of OHP mothers subsequent health risks during pregnancy.  
049 Rep. Anderson Inquires on obstetrics practice.  
052 Jackson Reports private obstetrics practice.  
070 Andrea Myer Legislative Director, American Civil Liberties Union (ACLU) Oregon. Testifies in opposition to bill. Notes challenge of enforcement and invasion of privacy in reproductive choices. Notes not all surrogate arrangements are reimbursed. Comments on attempt to bar all medical access including issues not related to pregnancy. Expresses concerns over constitutionality of bill.  
113 Rep. Barker Inquires on technical definitions of surrogacy.  
118 Myer Discusses broad scope of surrogacy.  
126 Rep. Dalto Inquires on number of surrogate births in Oregon.  
134 Myer Notes data may not be available due to private nature of issue. Estimate small number.  
143 Rep. Anderson Discusses number of surrogate births and cost to state.  
150 Rep. Barker Discusses estimate.  
156 Chair Kruse States intent. Comments on federal issues related to bill. Closes public hearing on HB 3506 and opens work session on HB 2692.

**HB 2692 – Work Session**

156	Thiele-Cirka	Summarizes bill.
205	Tom Barrows	Oregon Podiatric Medical Association. Submits written testimony in support of bill ( <b>EXHIBIT J</b> ). Explains intent of bill. Points out bill does not expand scope of practice. Notes opinions of interested parties.
280	Richard Peffley, DPM	Podiatrist. Details professional experience. Discusses need for statute. Defines medical education and training of podiatrists. Comments on parity between podiatrists and orthopedists. Speaks to cost effective medicine.
<b>TAPE 90, A</b>		
040	Peffley	Reports data on podiatric care. Notes bill will not expand scope of practice. Addresses issues with Board of Medical Examiners (BME).
080	Kathleen Haley	Executive Director, Board of Medical Examiners (BME). Submits written testimony in opposition to bill ( <b>EXHIBIT K</b> ). Presents reasons BME opposes bill. Discusses current definition of physician.
118	Scott Gallant	Oregon Medical Association (OMA). Submits written testimony in opposition to bill ( <b>EXHIBIT L</b> ). Emphasizes impact of general change in definition of physician. Addresses issues of scope of practice and parity. Notes statutory references that will amend current statutes. Comments on current statute regarding reimbursement and hospital privileges.
221	Rep. Dalto	Inquires on OMA position on specific treatments. Inquires on OMA position in regard to another specific treatment.
225	Gallant	Restates issue of creating statutory policy for specific treatments. Comments on implications on change regarding ORS. Reiterates OMA intent to establish impact of policy change on Oregon Revised Statutes (ORS) and scope of practice.
277	Rep. Dalto	Inquires on OMA position regarding reimbursement. Inquires on reimbursement issue as it relates to skill level of subspecialty doctors.
284	Gallant	Comments on reimbursement of subspecialties. Addresses reimbursement differential between sub specialists.
330	Rep. Monnes Anderson	Inquires on definition of physician.
334	Haley	Reports current definition of physician.
341	Rep. Tomei	Clarifies distinctions and qualifies of “physician” as defined by statute.
353	Haley	Notes definition relates to level of training.
367	Rep. Dalto	Inquires on study prepared by OMA.
373	Gallant	Apologizes for delay in submitting report.
395	Rep. Dalto	Inquires on official position of BME.
399	Haley	Reports BME position and Board meeting schedule.
416	Gallant	Comments on original legislation.
443	Chair Kruse	Closes work session on HB 2692 and opens work session on HB 3156.

**HB 3156 – WORK SESSION**

459	Thiele-Cirka	Submits licensing fee information ( <b>EXHIBIT M</b> ).
<b>TAPE 91, A</b>		
007	Michael McCallum	Oregon Restaurant Association. Testifies in support of bill and amendments. Discusses intergovernmental agreement.
056	Gail Shibley	Administrator, Office of Public Health Systems, Department of Human Services (DHS). Testifies in support of bill and

		amendments. Speaks to results of change regarding staffing and funding. Notes no General Fund impact. Submits written testimony of Linda Fleming ( <b>EXHIBIT N</b> ).
116	Gordon Fultz	Association of Oregon Counties (AOC). Reports amendments have not been reviewed and AOC takes no position on bill.
126	Chair Kruse	Submits -2 amendments, dated 4/15/03 ( <b>EXHIBIT O</b> ). Closes work session on HB 3156 and orders committee to recess at 11:22 A.M.
<b><u>RECONVENES MEETING</u></b>		
137	Chair Kruse	Reconvenes meeting at 5:20 P.M. and opens work session on HB 2888.
<b><u>HB 2888 – WORK SESSION</u></b>		
154	Rep. Diane Rosenbaum	House District 42. Submits written testimony in support of bill ( <b>EXHIBIT P</b> ). Address issues related to hunger and access to food stamp services.
190	Patty Whitney Wise	Director, Oregon Hunger Relief Task Force. Speaks to benefits and impact of Food Stamp Outreach program.
216	<b>Rep. Barker</b>	<b>MOTION: Moves HB 2888 to the floor with a DO PASS recommendation and BE REFERRED to the committee on Ways and Means by prior reference.</b>
222		<b>VOTE: 6-0-1</b> <b>AYE: In a roll call vote, all members present vote AYE.</b> <b>EXCUSED: 1 - Westlund</b>
225	<b>Chair Kruse</b>	<b>The motion CARRIES.</b>
227	Chair Kruse	Closes work session on HB 2888 and opens work session on HB 3570.
<b><u>HB 3570 – WORK SESSION</u></b>		
229	Thiele-Cirka	Summarizes bill and –1 amendments, dated 4/11/03 ( <b>EXHIBIT Q</b> ).
260	Katy King	Intergovernmental Relations Liaison, Health Services, DHS. Submits written testimony on behalf of Jim Edge ( <b>EXHIBIT R</b> ) and on behalf of the Governor’s office in support of bill ( <b>EXHIBIT S</b> ). Discusses eligibility to senior prescription assistance programs as it relates to bill.
307	Rep. Anderson	Inquires on enrollment fees.
308	King	Discusses fees.
332	Chair Kruse	Comments on website for prescription programs.
344	<b>Rep. Monnes Anderson</b>	<b>MOTION: Moves to ADOPT HB 3570-1 amendments dated 4/11/03.</b>
346		<b>VOTE: 6-0-1</b> <b>EXCUSED: 1 - Westlund</b>
347	<b>Chair Kruse</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
351	<b>Rep. Monnes Anderson</b>	<b>MOTION: Moves HB 3570 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.</b>
360		<b>VOTE: 6-0-1</b> <b>AYE: In a roll call vote, all members present vote AYE.</b> <b>EXCUSED: 1 - Westlund</b>

364	Chair Kruse	<b>The motion CARRIES.</b>
365	Chair Kruse	Closes work session on HB 3570 and opens work session on HB 2970.
<b><u>HB 2970 – WORK SESSION</u></b>		
370	Thiele-Cirka	Summarizes bill.
381	Rep. Monnes Anderson	<b>MOTION: Moves HB 2970 to the floor with a DO PASS recommendation and BE REFERRED to the committee on Ways and Means by prior reference.</b>
389		<b>VOTE: 6-0-1</b> <b>AYE: In a roll call vote, all members present vote AYE.</b> <b>EXCUSED: 1 - Westlund</b>
393	Chair Kruse	<b>The motion CARRIES.</b>
394	Chair Kruse	Closes work session on HB 2970 and opens work session on HB 2987.
<b><u>HB 2987 – WORK SESSION</u></b>		
410	Thiele-Cirka	Summaries bill and -2 amendments, dated 4/16/03 ( <b>EXHIBIT T</b> ).
454	Rep. Monnes Anderson	Inquires on impact to small business.
461	John Powell	Regence Blue Cross Blue Shield of Oregon. Discusses impact of rate bands on small businesses.
<b>TAPE 90, B</b>		
037	Rep. Monnes Anderson	Inquires on differences in premiums. Requests further clarification on rate differentials.
040	Powell	Addresses variance in premiums. Defines rating criteria as it relates to premiums.
067	Rep. Monnes Anderson	Rephrases impact of rate bands.
072	Powell	Clarifies rate bands as they relate to age of insure.
083	Leonard Hagen	Legislative Affairs, Regence Blue Cross Blue Shield of Oregon. Speaks to market decline and fiscal impact of rate bands.
106	Chair Kruse	Comments on preventing loss in private market to create stability in overall health care system.
116	Rep. Anderson	Inquires on age bands.
119	Powell	Addresses differences between rate and age bands.
137	Rep. Anderson	Inquires on waivers for specific conditions.
141	Powell	Points out waiver issue is addressed in -1 amendments, dated 3/31/03 ( <b>EXHIBIT U</b> ).
172	Rep. Dalto	Inquires on differential rates between age groups.
179	Powell	Notes premium fee inequity.
195	Rep. Dalto	Inquires on rate approval process.
199	Hagen	Reports all rates are filed with insurance division.
211	Rep. Tomei	Comments on issues for small employers that employ older workers.
224	Michael Morter	Analyst, Insurance Division. Notes concerns of regulators and requests sunset clause.
231	Rep. Tomei	Inquires on sunset.
233	Rep. Monnes Anderson	Reports sunset is repealed in 2008.
239	Morter	Points out sunset is only on waiver.
240	Chair Kruse	Notes legislature can readdress issue at any time.
242	Rep. Tomei	Comments on possible negative impact.

253	Morter	Notes challenges to small business. Requests more information before bill is moved.
267	Rep. Westlund	<b>MOTION: Moves to ADOPT HB 2987-1 amendments dated 3/31/03.</b>
272		<b>VOTE: 7-0-0</b>
273	Chair Kruse	<b>Hearing no objection, declares the motion CARRIED.</b>
274	Rep. Westlund	<b>MOTION: Moves to ADOPT HB 2987-2 amendments dated 4/16/03.</b>
276		<b>VOTE: 7-0-0</b>
277	Chair Kruse	<b>Hearing no objection, declares the motion CARRIED.</b>
278	Rep. Westlund	<b>MOTION: Moves HB 2987 to the floor with a DO PASS AS AMENDED recommendation.</b>
281	Rep. Tomei	Comments on consequences. Explains vote.
287	Rep. Monnes Anderson	Notes need for study to clarify impact on market.
301	Chair Kruse	Notes concerns can be addressed on Senate side. Submits written testimony from Joel Ario ( <b>EXHIBIT W</b> ) and Lynn-Marie Crider ( <b>EXHIBIT X</b> ).
307	Powell	Agrees to include sunset clause on rate band during Senate hearing.
317	Morter	Agrees to further amendments on Senate side to address committee concerns.
323		<b>VOTE: 7-0-0</b> <b>AYE: In a roll call vote, all members present vote AYE.</b>
336	Chair Kruse	<b>The motion CARRIES.</b> <b>REP. KRUSE will lead discussion on the floor.</b>
342	Chair Kruse	Closes work session on HB 2987 and opens work session on HB 3153.
<b><u>HB 3153 – WORK SESSION</u></b>		
351	Thiele-Cirka	Summarizes bill and -2 amendments, dated 4/16/03 ( <b>EXHIBIT Y</b> ).
374	Chair Kruse	Presents history on bill.
403	Sue Wilson	Director, health Licensing Office, DHS. Submits written testimony ( <b>EXHIBIT Z</b> ). Discusses -2 amendments. Explains role of Health Licensing Office.
456	Thiele-Cirka	Offers clarification on amendment language.
476	Rep. Barker	<b>MOTION: Moves to ADOPT HB 3153-2 amendments dated 4/16/03.</b>
490		<b>VOTE: 7-0-0</b> <b>AYE: In a roll call vote, all members present vote AYE.</b>
500	Chair Kruse	<b>The motion CARRIES.</b>
511	Rep. Barker	<b>MOTION: Moves HB 3153 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.</b>
<b>TAPE 91, B</b>		
034		<b>VOTE: 7-0-0</b> <b>AYE: In a roll call vote, all members present vote AYE.</b>
037	Chair Kruse	<b>The motion CARRIES.</b>
038	Chair Kruse	Closes work session on HB 3153 and opens work session on HB



		3156.
<b><u>HB 3156 – WORK SESSION</u></b>		
042	Thiele-Cirka	Summarizes bill and -3 amendments, dated 4/16/03 ( <b>EXHIBIT AA</b> ).
<b>055</b>	<b>Rep. Barker</b>	<b>MOTION: Moves to ADOPT HB 3156-3 amendments dated 4/15/03.</b>
<b>057</b>		<b>VOTE: 7-0-0</b>
<b>058</b>	<b>Chair Kruse</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
060	Chair Kruse	Notes potential fiscal impact. Orders committee to stand at ease. Reconvenes meeting.
<b>080</b>	<b>Rep. Barker</b>	<b>MOTION: Moves HB 3156 to the floor with a DO PASS AS AMENDED recommendation.</b>
055	Rep. Anderson	Inquires on role of county health inspectors.
091	Gordon Fultz	Association of Oregon Counties. Discusses intergovernmental agreement.
102	Rep. Anderson	Inquires on fees
103	Fultz	Details fees imposed.
117	Rep. Dalto	Inquires on local input.
130	Fultz	Notes continuation of local input issue.
137	Chair Kruse	Comments on changes enacted by amendments.
<b>182</b>		<b>VOTE: 7-0-0</b>
		<b>AYE: In a roll call vote, all members present vote AYE.</b>
<b>188</b>	<b>Chair Kruse</b>	<b>The motion CARRIES.</b>
<b>172</b>	<b>Rep. Westlund</b>	<b>MOTION: Moves HB 3156 be placed on the CONSENT CALENDAR.</b>
<b>173</b>		<b>VOTE: 7-0-0</b>
<b>174</b>	<b>Chair Kruse</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
175	Chair Kruse	Closes work session on HB 3156 and opens work session on HB 2324.
<b><u>HB 2324 – WORK SESSION</u></b>		
183	Thiele-Cirka	Summarizes bill.
<b>189</b>	<b>Rep. Monnes Anderson</b>	<b>MOTION: Moves HB 2324 to the floor with a DO PASS recommendation and be placed on the CONSENT CALENDAR.</b>
<b>192</b>		<b>VOTE: 7-0-0</b>
		<b>AYE: In a roll call vote, all members present vote AYE.</b>
<b>198</b>	<b>Chair Kruse</b>	<b>The motion CARRIES.</b>
200	Chair Kruse	Closes work session on HB 2324 and opens work session on HB 3157.
<b><u>HB 3157 – WORK SESSION</u></b>		
205	Thiele-Cirka	Summarizes bill and submits packet including -4 amendments, dated 4/15/03 and -5 amendments, dated 4/15/03 ( <b>EXHIBIT BB</b> ).
227	Paul Cosgrove	Oregon Dental Hygienists Association. Submits written testimony in support of -4 amendments ( <b>EXHIBIT CC</b> ). Provides overview of issue.
287	Jane Myers	Oregon Dental Association (ODA). Submits written testimony in support of -5 amendments ( <b>EXHIBIT DD</b> ). Notes broad scope of current law.
<b>344</b>	<b>Rep. Anderson</b>	<b>MOTION: Moves to ADOPT HB 3157-5 amendments dated 4/15/03.</b>

348	Rep. Tomei	Clarifies differences between amendments.
357	Rep. Monnes Anderson	Inquires if change could be done by rule.
375	Cosgrove	Addresses issue of broad authority and ability to make changes by administrative rule.
396	Myer	Disagrees with Boards rule making authority.
413		<b>VOTE: 4-3-0</b> <b>AYE: 4 - Anderson, Barker, Tomei, Westlund</b> <b>NAY: 3 - Dalto, Monnes Anderson, Kruse</b> <b>The motion CARRIES.</b>
419	<b>Chair Kruse</b>	<b>MOTION: Moves HB 3157 to the floor with a DO PASS AS</b>
424	<b>Rep. Anderson</b>	<b>AMENDED recommendation.</b>
431		<b>VOTE: 7-0-0</b> <b>AYE: In a roll call vote, all members present vote</b> <b>AYE.</b> <b>The motion CARRIES.</b>
440	<b>Chair Kruse</b>	<b>MOTION: Moves HB 3157 be placed on the CONSENT</b>
442	<b>Rep. Tomei</b>	<b>CALENDAR.</b>
443		<b>VOTE: 7-0-0</b>
450	<b>Chair Kruse</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
451	Chair Kruse	Closes work session on HB 3157 and opens work session on HB 3396.
<b><u>HB 3396 – WORK SESSION</u></b>		
460	Thiele-Cirka	Summarizes bill and -1 amendments, dated 4/16/03 ( <b>EXHIBIT EE</b> ).
477	Tom Holt	Oregon State Pharmacists Association. Testifies in support of -1 amendments.
<b>TAPE 92, A</b>		
027	Rep. Tomei	Requests clarification on language.
031	Holt	Rephrases amendment language.
044	Chair Kruse	Clarifies elimination of voluntary co-pays.
063	Jim Edge	Acting Assistant Administrator, Office of Medical Assistance Programs (OMAP), Department of Human Services (DHS). Addresses issues related to voluntary co-pay and impact on DHS budget.
077	Chair Kruse	Addresses general changes to co-pay structure.
089	Rep. Monnes Anderson	Inquires on impact figure.
091	Edge	Estimates impact.
098	Rep. Tomei	Inquires on necessity of bill.
100	Holt	Explains need for statute.
112	Chair Kruse	Comments on co-pay issue in relation to Oregon Health Plan (OHP).
136	<b>Rep. Barker</b>	<b>MOTION: Moves to ADOPT HB 3396-1 amendments dated 4/16/03.</b>
136		<b>VOTE: 7-0-0</b> <b>AYE: In a roll call vote, all members present vote</b> <b>AYE.</b> <b>The motion CARRIES.</b>
137	<b>Chair Kruse</b>	<b>MOTION: Moves HB 3396 to the floor with a DO PASS AS</b>
139	<b>Rep. Barker</b>	<b>AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.</b>

145	Rep. Tomei	Expresses concern over fiscal impact
151		<b>VOTE: 6-1-0</b> <b>AYE: 6 - Anderson, Barker, Dalto, Monnes</b> <b>Anderson, Westlund, Kruse</b> <b>NAY: 1 - Tomei</b> <b>The motion CARRIES.</b>
154	Chair Kruse	
155	Chair Kruse	Closes work session on HB 3396 and orders committee to stand at ease. Reconvenes and announces HB 3431 and HB 3574 will not be heard. Opens work session on HB 2884.
<b><u>HB 2884 – WORK SESSION</u></b>		
168	Thiele-Cirka	Sums bill and -1 amendment. Notes bill stands as amended.
177	Rep. Westlund	<b>MOTION: Moves HB 2884 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means.</b>
184	Rep. Westlund	Notes bill is specific to long term care issues.
195		<b>VOTE: 5-2-0</b> <b>AYE: 5 - Anderson, Barker, Dalto, Westlund, Kruse</b> <b>NAY: 2 - Monnes Anderson, Tomei</b> <b>The motion CARRIES.</b>
199	Chair Kruse	
200	Chair Kruse	Closes work session on HB 2884 and announces committee schedule. Adjourns meeting at 7:55 P.M.

## **EXHIBIT SUMMARY**

- A – HB 3153, written testimony, Dr. Lawrence Skolick, 4 pp.**
- B – HB 2884, -1 amendments, dated 4/9/03, staff, 3 pp.**
- C – HB 2884, written testimony, Grant Higginson, 3 pp.**
- D – HB 2884, written testimony, Julia Huddleston, 1 p.**
- E – HB 2964, -1 amendments, dated 4/3/03, staff, 1 p.**
- F – HB 2964, -2 amendments, dated 4/7/03, staff, 1 p.**
- G – HB 2964, -3 amendments, dated 4/14/03, staff, 1 p.**
- H – HB 2964, written testimony, Joe Coss, 1 p.**
- I – HB 2964, written testimony, Bob Porter, J.D., 1 p.**
- J- HB 2692, written testimony, Tom Barrows, 8 pp.**
- K – HB 2692, written testimony, Kathleen Haley, 2 pp.**
- L – HB 2692, written testimony, Scott Gallant, 5 pp.**
- M – HB 3156, written testimony, staff, 4 pp.**
- N – HB 3156, written testimony, staff, 1 p.**
- O – HB 3156, -2 amendments, dated, 4/15/03, staff, 20 pp.**
- P – HB 2828, written testimony, Rep. Diane Rosenbaum, 2 pp.**
- Q – HB 3570, -1 amendments, dated 4/11/03, staff, 2 pp.**
- R – HB 3570, written testimony, Katy King, 3 pp.**
- S – HB 3570, written testimony, Katy King, 1 p.**
- T – HB 2987, -2 amendments, dated 4/16/03, staff, 1 pp.**
- U – HB 2987, -1 amendments, dated 3/31/03, John Powell, 14 pp.**
- V – not used**
- W – HB 2987, written testimony, Joel Ario, 1 p.**
- X – HB 2987, written testimony, Lynn-Marie Crider, 2 pp.**
- Y – HB 3153, -2 amendments, dated 4/16/03, staff, 10 pp.**
- Z – HB 3153, written testimony, Sue Wilson, 3 pp.**

**AA – HB 3156, -3 amendments, dated 4/16/03, staff, 20 pp.**

**BB – HB 3157, - 4 amendments, dated 4/15/03 and -5 amendments, dated 4/15/03, and written testimony from Board of Dentistry, staff, 11 pp.**

**CC – 3157, written testimony, Paul Cosgrove, 1 p.**

**DD –HB 3157, written testimony, Jane Myers, 3 pp.**

**EE – HB 3396, -1 amendments, dated 4/16/03, staff, 1 p.**