

# HOUSE COMMITTEE ON HEALTH AND PUBLIC ADVOCACY

March 27, 2001  
1:30 P.M.

Hearing Room D  
Tapes 61 - 65

**MEMBERS PRESENT:** Rep. Jeff Kruse, Chair  
Rep. Bill Morrisette, Vice-Chair  
Rep. Bill Garrard, Vice Chair  
Rep. Phil Barnhart  
Rep. Jerry Krummel  
Rep. Jan Lee  
Rep. Laurie Monnes-Anderson  
Rep. Carolyn Tomei  
Rep. Cheryl Walker

**MEMBER EXCUSED:**

**STAFF PRESENT:** Diane Lewis, Committee Administrator  
Rachel Brown, Committee Assistant

**MEASURE/ISSUES HEARD:** HB 2268 – Public Hearing  
HB 2243 – Work Session  
SB 410A – Work Session  
HB 2919 – Work Session  
HB 2736 – Public Hearing and  
HB 2814 – Public Hearing  
HB 2266 – Public Hearing  
HB 3120 – Public Hearing  
Informational Meeting on Newborn Hearing Screening Advisory  
Committee Report required by HB 3246 (1999).

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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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TAPE/#	Speaker	Comments
TAPE 61, A		
005	Chair Kruse	Calls the meeting to order at 1:39 p.m. Opens a public hearing on HB 2268.
<b><u>HB 2268 – PUBLIC HEARING</u></b>		
007	Diane Lewis	Committee Administrator. Summarizes HB 2268.
021	Grant Higginson, M.D.	Administrator, Oregon Health Division, Department of Human Services (DHS). Submits and presents written testimony in support of HB 2268 ( <b>EXHIBIT A</b> ): <ul style="list-style-type: none"><li>▪ Success of the current newborn screening program</li><li>▪ Reason to improve upon newborn screening program</li><li>▪ How HB 2268 will enable improvements to be completed</li></ul>
088	Rep. Barnhart	Asks if there is a reason why a dollar amount should be placed in statute.
092	Higginson	Responds that the Health Division would be willing to take out the specific dollar amount.

099	Gina Black	Private citizen. Testifies in support of HB 2268. Submits that metabolic screening could have saved her daughter's life.
134	Kelly Williams	Private citizen. Testifies in support of HB 2268. Offers personal anecdote detailing the metabolic disorder of her daughter and the importance of early screening for these disorders. Remarks that the screening tests save money that the state would spend on treating disorders in the long run.
235	Nikki Hiatt	Private citizen. Testifies in support of HB 2268. Offers anecdote to describe the death of her son that she says could have been prevented by some simple, early screening tests.
249	Joanne Rogovoy	State Program Services Director, March of Dimes. Submits written testimony in favor of HB 2268 <b>(EXHIBIT B)</b> .
329	Patricia O'Sullivan	Represents the Portland Public School District. Submits written testimony in favor of HB 2268 <b>(EXHIBIT C)</b> . Speaks to the high cost of special education programs. Reports that the need for special education could be reduced if newborn screening for metabolic disorders were expanded.
356	Cary Harding, M.D.	Assistant Professor of Pediatrics and Genetics at the Oregon Health Sciences University (OHSU). Testifies in support of HB 2268. Discusses the program at OHSU that screens for metabolic disorders.

**TAPE 62, A**

007	Harding	Continues testimony by discussing technology that screens for a common disorder and only costs \$6 per baby.
036	Chair Kruse	Asks for clarification of the Wisconsin program that Mr. Harding mentioned in his testimony.
038	Harding	Responds that it was a "stand-alone" program.
040	Rep. Garrard	Asks what OHSU charges for the screening tests.
042	Harding	Responds that the mandatory screening for 6 disorders costs a total of \$32.
045	Rep. Walker	Asks when babies are tested.
046	Harding	Responds that there are a variety of education programs that train midwives to perform the tests. Adds that the first test should be done within the first 72 hours of life, and that most babies born in the hospital are tested within their first 24 hours of life.
072	Robert Steiner, M.D.	Director, Division of Metabolism at OHSU. Testifies in support of HB 2268 as a private citizen, not representing OHSU.
093	James Lace, M.D.	Represents the Oregon Pediatrics Society. Submits written testimony in support of HB 2268. <b>(EXHIBIT D)</b> . Offers hypothyroidism as an example of a disorder than can be easily tested for and prevented.
105	Ed Patterson	Oregon Association of Hospitals and Health Systems. Submits and presents written testimony in opposition to HB 2268. <b>(EXHIBIT E)</b> . Discusses the costs to this policy change. Urges the committee to consider five concerns: <ul style="list-style-type: none"> <li>▪ Should the state subsidize other programs by charging obstetrical patients additional amounts above the cost of the test?</li> <li>▪ Should existing state policy be evaluated before expanding the newborn screening program?</li> <li>▪ Should the fees be modified as a cap of \$50 per test?</li> <li>▪ Should the state be competing with private sector</li> </ul>

laboratories?

- Should the Governor's Children Plan include newborn screening?

204 Rep. Garrard  
208 Patterson  
220 Higginson

Asks what the tests indicated in HB 2268 cost in hospitals.

Responds that the statutory cap is at \$32.

Responds that the statute as it reads now refers to three different categories of newborn screening tests. Explains that the Oregon Health Division wants to set one single cap amount at \$26 in response to the rising costs of the tests.

239 Chair Kruse

Asks if this discussion has taken place in the Ways and Means subcommittee.

241 Higginson  
260 Discussion between Rep. Walker and Mr. Higginson regarding the \$26 per specimen fee and possible amendments to clarify the issue of using the words "per test" versus "per specimen."

Responds negatively. Submits written testimony (**EHXIBIT F**).

307 Rep. Lee  
316 Higginson

Asks about the history of subsidies.

Responds by describing the "glut in subsidy funds" a few legislative sessions ago that has since been depleted. Believes three points are most important to consider regarding this issue:

- Whether the state will invest in the new technology surrounding newborn screening testing
- What to do about paying for communicable disease testing
- Privatization

375 Rep. Garrard

Asks about the disparity in regards to the cost of these tests versus what health care providers are charging.

389 Higginson  
394 Rep. Lee

Responds that he isn't sure of the exact dollar amount.

Submits that she isn't supportive of eliciting tests by private labs but that it may be appropriate to take out the \$5 fee that is earmarked for the communicable disease programs and place it as an amendment to another bill that deals with communicable diseases.

## **TAPE 61, B**

001 Chair Kruse

Comments that the Governor set aside money for screening and asks Mr. Higginson if this fact entered into the discussion surrounding HB 2268.

008 Higginson

Responds that he does not believe the Governor's specific fund dollars were not intended for the specific screenings provided in HB 2268.

017 Rep. Tomei

Asks about setting the cap higher than \$26 in order to allow the Health Division to avoid coming back to the legislature in order to raise fees.

020 Higginson

Responds that the cap would be set at \$50, although at present the charge would only be at \$26 in order to allow leeway for future cost increases. Supports sending the bill to Ways and Means.

040 Chair Kruse

Remarks that he will speak to the Chair of the Ways and Means Subcommittee as well as Steve Marks in the Governor's Office and then bring the bill back.

055 Chair Kruse

Closes the public hearing on HB 2268 and opens a work session on HB 2243.

## **HB 2243 – WORK SESSION**

**060 Rep. Walker**

**MOTION: Moves HB 2243 to the House Committee on SCHOOL FUNDING & TAX**

**FAIRNESS/REVENUE without RECOMMENDATION to passage.**

057 **VOTE: 7-0**  
060 **Chair Kruse** **EXCUSED: 2 – Krummel, Barnhart**  
063 **Chair Kruse** **Hearing no objection, declares the motion CARRIED.**  
Closes the work session on HB 2243 and opens a work session on SB 410A.

**SB 410A – WORK SESSION**

065 Diane Lewis Committee Administrator. Explains why the bill is being reconsidered.  
073 **Rep. Garrard** **MOTION: Moves to SUSPEND the rules for the purpose of RECONSIDERING SB 410A.**

075 **VOTE: 7-0**  
077 **Chair Kruse** **EXCUSED: 2 – Krummel, Barnhart**  
**Hearing no objection, declares the motion CARRIED.**

079 **Rep. Garrard** **MOTION: Moves to RECONSIDER SB 410A.**

081 **VOTE: 7-0**  
084 **Chair Kruse** **EXCUSED: 2 - Krummel, Barnhart**

086 **Rep. Garrard** **Hearing no objection, declares the motion CARRIED.**  
**MOTION: Moves SB 410A to the floor with a DO PASS recommendation and RECIND the subsequent referral to Ways and Means.**

089 **VOTE: 8-0**  
**AYE: In a roll call vote, all members present vote Aye.**

094 **Chair Kruse** **EXCUSED: 1 – Krummel**  
**The motion CARRIES.**  
**REP. TOMEI will lead discussion on the floor.**

095 **Chair Kruse** Closes the work session on SB 410A and opens a work session on HB 2919.

**HB 2919 – WORK SESSION**

100 Diane Lewis Committee Administrator. Summarizes HB 2919.

110 **Rep. Garrard** **MOTION: Moves HB 2919 to the House Committee on WAYS and MEANS with a DO PASS recommendation.**

120 **Rep. Barnhart** Notes that the Kleos Children’s Community budget was not discussed in committee and wishes to discuss it now.

137 **Lewis** Responds that the Kleos Children’s Community wishes to change their status to that of group home, resulting in a need for additional funding.

140 **Barnhart** Asks if the amount of money referenced in the bill is related to the amount of dollars that would go to a group home per child, assuming that the Governor’s proposed budget for group homes is adopted.

150 **Chair Kruse** Adds that the other assumption would include the question of whether or not Kleos itself would be funded.

152 **Rep. Barnhart** Comments that the Legislature should not make decisions that directly target specific local programs.

187 **Chair Kruse** Responds that many of the children living in the Kleos community were referred there by Services to Children and Families (SCF), which is a state agency and therefore, the “Legislature’s business”.

200 **Rep. Morrisette** Asks if there are similar programs throughout the state that are in “dire need” of the Legislature’s support as well.

204 **Chair Kruse** Responds that he is not sure.

209	Rep. Tomei	Comments that she shares Rep. Barnhart’s reservations.
227	Rep. Garrard	Responds that other agencies that need help should go through the same process that Kleos is currently undergoing with HB 2919.
245	Rep. Monnes-Anderson	Believes that it is not good state policy to make an issue of a specific group home and that instead, SCF should be entrusted with the money to make the changes themselves.
266	Rep. Morrisette	Believes that “site specific consideration” is a good idea.
279	Rep. Walker	Asks if in the future, Kleos would be included in SCF’s request for funding.
282	Rep. Garrard	Responds affirmatively.
283	Rep. Garrard	Withdraws his previous motion.
286	<b>Rep. Garrard</b>	<b>MOTION: Moves HB 2919 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on WAYS AND MEANS by prior reference.</b>
292		<b>VOTE: 5-3</b>
		<b>EXCUSED: 1- Krummel</b>
294		<b>AYE: In a roll call vote, all members present vote Aye.</b>
296	<b>Chair Kruse</b>	<b>The motion CARRIES.</b>
300	Chair Kruse	Closes the work session on HB 2919 and opens a public hearing on HB 2736.
<b><u>HB 2736 – PUBLIC HEARING</u></b>		
303	Diane Lewis	Committee Administrator. Summarizes HB 2736.
341	Paul Cieslak, M.D.	Manager, Communicable Disease Program, State Health Division. Testifies in favor of HB 2736. Details the danger of hepatitis C. Supports the targeting of screening of high-risk populations.
350	Rep. Morrisette	Asks about the people that are not only carriers of hepatitis C but that actually show signs of the disease.
355	Cieslak	Responds that 25 percent of people eradicate the virus on their own.
<b>TAPE 62, B</b>		
004	Rep. Morrisette	Asks how this is possible.
005	Cieslak	Responds that scientists do not know.
012	Rep. Monnes-Anderson	Asks how many people that may be tested under HB 2736 will be shown to have HIV.
016	Cieslak	Responds that roughly 11 percent will test positive.
023	Rep. Monnes-Anderson	Asks if those at risk are mainly intravenous drug users.
025	Cieslak	Responds affirmatively.
029	Rep. Barnhart	Asks if hepatitis C is a sexually transmitted disease.
031	Cieslak	Responds that this is true in a small number of cases.
042	Linda Fleming	Executive Director, Oregon Coalition of Local Health Officials. Submits written testimony in favor of HB 2736 ( <b>EXHIBIT H</b> ). Speaks to the –1 amendments ( <b>EXHIBIT G</b> ).
074	Gary Oxman	Health Officer, Multnomah County, OR and representing the Oregon Coalition of Local Health Officials. Testifies in support of HB 2736 and talks about the critical nature of hepatitis C virus in our communities. Concludes testimony by stating that infected persons should be identified for the purpose of receiving treatment and preventing the spread of the disease.
118	Rep. Tomei	Asks how many people are infected with hepatitis C in Oregon.

120 Oxman Responds that it is estimated that 50,000-60,000 people are infected.

121 Rep. Tomei Asks how many people with the disease have already been identified.

122 Oxman Responds that only a small fraction has been identified.

129 Rep. Tomei Asks for a specific estimation.

131 Oxman Responds that less than half of the 50,000-60,000 has been identified as having the disease.

134 Charles White Outreach Coordinator, Community Information Center, Inc. Testifies in support of HB 2736 and speaks to the importance of prevention by way of confidential testing.

173 Phyllis Beck Director, Hepatitis C Awareness Project in Eugene, OR. Testifies in support of HB 2736. Discusses the lack of hepatitis C testing in public health clinics.

216 Julian Rich Hepatitis C Awareness Project in Eugene, OR Testifies in support of HB 2736. Believes that hepatitis C is at epidemic levels.

243 Chair Kruse Closes the public hearing on HB 2736 and opens a work session on HB 2736.

**HB 2736 – WORK SESSION**

246 Chair Kruse Discusses the development of HB 2736.

253 Rep. Garrard **MOTION: Moves to ADOPT HB 2736-1 amendments dated 3/26/01.**

255 **VOTE: 8-0**

**EXCUSED: 1 – Krummel**

258 Chair Kruse **Hearing no objection, declares the motion CARRIED.**

300 Rep. Garrard **MOTION: Moves HB 2736 to the House Committee on WAYS and MEANS with a DO PASS AS AMENDED recommendation.**

303 **VOTE: 8-0**

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

**EXCUSED: 1 – Krummel**

307 Chair Kruse **The motion CARRIES.**

308 Chair Kruse Closes the work session on HB 2736 and opens a public hearing on HB 2814.

**HB 2814 – PUBLIC HEARING**

311 Diane Lewis Committee Administrator. Summarizes HB 2814.

315 Marcia Kelley Represents the Women’s Rights Coalition. Submits and presents written testimony in opposition to HB 2814 (**EXHIBIT D**).

**TAPE 63, A**

001 Rep. Witt House Distret 7. Testifies in support of HB 2814. Explains that the policy behind the bill allows counties to set mandates relative to family planning.

036 Rep. Lee Asks for an example of one of the counties who made the request for HB 2814.

038 Rep. Witt Responds that county officials will testify later in the meeting.

039 Rep. Monnes-Anderson Asks if Rep. Witt believes in a woman’s ability to chose how to treat her fertility.

042 Rep. Witt Responds that his beliefs on that issue are not analogous to HB 2814.

044 Rep. Monnes-Anderson Speaks to her concern that county commissioners make the decision to opt out of offering family planning in their communities.

065 Rep. Witt Responds that these issues would need to be dealt with at the local level.

068	Rep. Monnes-Anderson	Believes that low-income people, particularly women, are our most vulnerable population.
073	Robert Ekstrom	Submits and presents written testimony in support of HB 2814 <b>(EXHIBIT J)</b> . Explains that HB 2814 will simply change one word in statute. Believes that the bill reestablishes trust with Oregon citizens.
177	Paul deParrie	Represents the Culture War Associates. Submits and presents written testimony in favor of HB 2814 <b>(EXHIBIT K)</b> .
217	Robert Johnstone	Chairman, Yamhill County Board of Commissioners. Testifies in support of HB 2814. Brings to light what he thinks are the two most important issues surrounding HB 2814: <ul style="list-style-type: none"> <li>▪ Local control</li> <li>▪ Parental control</li> </ul> Offers anecdote of Linfield College students.
263	Rep. Monnes-Anderson	Asks if Linfield College students come to the public health clinic for services.
270	Johnstone	Responds affirmatively.
276	Rep. Monnes-Anderson	Asks why Yamhill County chose to opt out of the offering of family planning services.
278	Johnstone	Responds that the issue of the students did not come to the table in the Yamhill County discussion of family planning.
288	Rep. Lee	Asks if Mr. Johnstone represents the entire Board of Commissioners.
291	Johnstone	Responds that he does not directly represent the board although the majority of the board's members voted in favor of opting out of the family planning.
294	Rep. Barnhart	Asks where the students from Linfield College come from.
299	Johnstone	Responds that Linfield is made up of students from all over the United States and the world.
302	Rep. Tomei	Asks Mr. DeParrie to explain something about the organization he represents.
305	DeParrie	Responds that "Cultural War Associates" is involved in political consulting and street activism.
322	Rep. Walker	Speaks to the importance of providing family planning services to those who cannot afford these services.
371	Rep. Barnhart	Comments that current law protects the vulnerable and that includes those impoverished persons that have only public health services to rely on.
387	Rep. Tomei	Shares her concern that young, sexually active girls will not be able to get birth control pills if HB 2814 is enacted.
<b>TAPE 64, A</b>		
026	Grant Higginson, M.D.	Administrator, Oregon Health Division, Department of Human Services (DHS). Submits and presents written testimony in opposition to HB 2814 <b>(EXHIBIT L)</b> : <ul style="list-style-type: none"> <li>▪ Increased costs to Oregon from unintended pregnancy</li> <li>▪ Potential loss of federal funds to Oregon</li> <li>▪ Additional costs to state to find other providers</li> </ul>
103	Higginson	Concludes by saying that with the passage of HB 2814 there may be a potential loss of services to individuals.
110	Rep. Monnes-Anderson	Asks how much money the federal government gives the State of Oregon for family planning services.
112	Higginson	Responds that he is not sure of the exact amount but that each

state receives money for these services.

125 Rep. Morrisette Asks about the burden of people needing to go to providers, other than local health departments, for family planning services.

129 Higginson Responds that replacing local health departments with new providers will have a fiscal impact on the division.

149 Linda Fleming Executive Director, Oregon Coalition of Local Health Officials. Submits and presents written testimony in opposition of HB 2814 **(EXHIBIT M)**. Explains that although it may be politically popular to limit availability of Family Planning services, the fact is no public health program is a stand-alone effort and that all programs are intricately interwoven.

237 Betty Haus American Association of University Women of Oregon. Submits and presents written testimony in opposition of HB 2814 **(EXHIBIT N)**.

275 Maura Roche Planned Parenthood Affiliates of Oregon. Submits and presents written testimony in opposition of HB 2814 **(EXHIBIT O)**. Points out that over 365,000 women in Oregon are in need of birth control services and supplies.

352 Jeremy Bowen Executive Director, Believers Against Child Killing. Submits and presents written testimony in favor of HB 2814 **(EXHIBIT P)**.

**TAPE 63, B**

001 Mark Krummer, M.D. Private citizen. Submits and presents written testimony in support of HB 2814 **(EXHIBIT Q)**.

047 Brandon Paul Private citizen. Testifies in support of HB 2814. Makes a case for the pro-life movement.

066 Kathleen Sullivan Represents Oregon NARAL. Submits written testimony in opposition of HB 2814 **(EXHIBIT R)**.

110 Ellen Lowe Oregon Law Center. Testifies in opposition to HB 2814. Advocates for low-income Oregonians that are working without insurance and have no access to family planning. Explains that families may not be seeking to avoid having children, but may be trying to become pregnant and will not have access to family planning services.

149 Chair Kruse Close the public hearing on HB 2814 and opens a public hearing on HB 2266.

**HB 2266 – PUBLIC HEARING**

155 Diane Lewis Committee Administrator. Summarizes HB 2266.

178 Michael Buckley Jobs Program Manager, Department of Human Services (DHS), Eugene, OR. Submits and presents written testimony in support of HB 2266 **(EXHIBIT S)**. Explains that HB 2266 proposes several positive changes that improve the utilization of Individual Education Accounts (IEA) funds.

241 Buckley Continues to present submitted material **(EXHIBIT S)**.

290 Rep. Garrard Asks how a reserve fund is maintained to cover possible claims when the exact number of participants that will be involved in the program is unknown.

296 Buckley Responds that there is a register of those who have already participated but it is the responsibility of the interested individual to get involved.

311 Rep. Garrard Asks about prospective JOBS plus participants of whom DHS is not yet aware.

317 Buckley Responds that in order to “trigger” the JOBS Plus program and receive funds, a person must work for 30 days and identify their employer.



325 Rep. Garrard Asks about the program's return is that of only 22 percent, and  
wants to know the reasons why people do not use the program.

329 Buckley Responds that the system is "passive" and the benefit is available  
only if people want to utilize it; there is no encouraging or  
reminding involved.

358 Rep. Garrard Comments that in times of declining economic development,  
"passive" programs need to be looked at closely.

362 Rep. Barnhart Asks if among the 22 percent using the program, a percentage of  
these clients are utilizing other available services.

370 Buckley Responds that he is not sure of the answer.

374 Rep. Barnhart Asks if people use the program for a long amount of time or for a  
short amount time.

380 Buckley Responds that people, for the most part, use the program for a  
short amount of time.

**TAPE 64, B**

004 Rep. Barnhart Asks who is considered a "household member".

006 Buckley Responds that it is defined by anyone who is living in the  
household.

010 Rep. Monnes- Asks if the 10-year extension will actually help people attain any  
Anderson of their education goals.

012 Buckley Responds that the 10-year extension will allow more people  
easier access to the program which is moving towards becoming  
a "proactive system rather than a passive one".

029 Rep. Monnes- Brings to light the \$5 million in unclaimed funds and asks how  
Anderson long the money has been accumulating.

030 Buckley Responds that it has taken 5 years to accumulate this amount.

038 Bruce Marks Oregon Student Assistance Commission (OSAC). Testifies in  
support of HB 2266. Believes that HB 2266 creates a "win-win  
situation," providing greater access to post-secondary  
institutions.

053 Jim Byer Represents OSAC. Testifies in support of HB 2266. Highlights  
OSAC as it is administered.

090 Rebecca Loprinzi Member, JOBS Plus Advisory Board. Testifies in opposition to  
HB 2266. Believes that HB 2266 does not do all it promises to do  
and gives examples of how it is a "sloppy bill".

191 Loprinzi Concludes testimony by providing reasons as to the importance  
of allowing the fund to go to children of middle and high-school  
age groups for the purpose of prevention.

225 Rep. Tomei Asks if Ms. Loprinzi's position on HB 2266 is that the money  
should fund women who wish to seek higher education, and their  
children who might need funds in middle school and high school.

233 Loprinzi Responds affirmatively.

242 Rep. Monnes- Asks if people can receive money one time only, or year after  
Anderson year.

247 Loprinzi Responds that the program is available one time only.

253 Rep. Morrisette Asks if Ms. Loprinzi can suggest some language to make HB  
2266 a "good bill".

256 Loprinzi Responds that she wishes to fax some conceptual amendments to  
the committee.

262 Chair Kruse Asks Rep. Morrisette if he would be willing to work with Ms.  
Loprinzi and Mr. Buckley in order to come to some resolution.

264 Rep. Morrisette Responds affirmatively.

267 Loprinzi Reiterates that it is crucial that money be given to disadvantaged  
women and their children.

270	Rep. Tomei	Asks to be a part of the group working on this issue.
272	Chair Kruse	Responds that this is a good idea.
274	Rep. Lee	Asks to be a part of the informal work group as well.
276	Chair Kruse	Responds that this is fine. Closes the public hearing on HB 2266 and opens a public hearing on HB 3120.

**HB 3120 – PUBLIC HEARING**

282	Diane Lewis	Committee Administrator. Summarizes HB 3120.
290	Stephen Kafoury	Oregon Physical Therapy Association (OPTA). Testifies in support of HB 3120.
300	Ricci Susick	President, OPTA. Testifies in supports of HB 3120. Discusses the history behind the bill. Believes the 30-day limit is unnecessary since physical therapists have a code of ethics and always refer their patients to physicians if at all necessary.
367	John Medeiros	Represents the faculty of Pacific University’s School of Physical Therapy. Submits and presents written testimony in support of HB 3120 ( <b>EXHIBIT T</b> ).

**TAPE 65, A**

002	Linda Barbee	Oregon Physical Therapists Licensing Board. Testifies in support of HB 3120. Explains that there have been complaints and problems relating to the 30-day timeframe.
023	Kafoury	Comments that physical therapists are thoroughly prepared to make the analysis as to whether a referral to another practitioner is necessary or not.
041	Rep. Morrisette	Asks if it would be true that with the passage of HB 3120, patients may see a physical therapist about a problem without seeing a physician.
043	Kafoury	Responds that this is happening today, under the present law.
054	Rep. Barnhart	Asks under what conditions a physical therapist will refer a patient to a doctor.
065	Madeiras	Responds that patients with a pain that does not disappear after one or two treatments will result in a referral. Explains that physical therapists take continuing education courses every year to encourage proper protocol in situations such as these.
073	Rep. Barnhart	Asks how long it takes a physical therapist to decide that a patient should see a doctor.
077	Madeiras	Responds that constant and unremitting pain results in a referral.
085	Jim Anderson	Oregon Medical Association. Submits and presents written testimony in opposition of HB 3120 ( <b>EXHIBIT U</b> ). Believes that HB 3120 would eliminate the necessary involvement of a physician in the process of a patient’s treatment and the necessary collaboration between physical therapist and physician.
154	Jody Fischer	Oregon Association of Orthopedics. Testifies in opposition to HB 3120. Submits that the law as it now stands is very reasonable.
182	Chair Kruse	Offers personal anecdote of his experience with a physical therapist. Believes the discussion surrounding the issue of HB 3120 is in regards to “judgement calls and common sense”.
205	Rep. Monnes-Anderson	Asks if a physical therapist fails to make a referral, is he or she liable for law suits.
209	Susick	Responds affirmatively.
224	Chair Kruse	Closes the public hearing on HB 3120 and opens an informational meeting on the Newborn Hearing Screening Advisory Committee Report.

**Informational Meeting on Newborn Hearing Screening Advisory Committee Report required by HB**

**3246 (1999).**

234	Tom Bessonette	Yamhill County. Gives brief background information on HB 3246 (1999).
248	Judy Brown	From Carlton Oregon. Gives a more thorough history of HB 3246. Believes a solid foundation has been laid for the development of a strong and effective early hearing loss detection and intervention program in the state of Oregon. Explains that at this time, hearing loss detection screening is not mandatory in hospitals but it is available for babies 94% of the time.
320	Brown	Continues testimony by speaking to the urgency of the hearing loss detection screening; more than 100 severely hearing impaired children are born in Oregon each year.
345	Bessonette	Commends the hospitals for the great expense incurred by the immediate implementation of the screening technology as well as the extensive training of the personnel in this area.

**TAPE 64, A**

002	Bessonette	Continues testimony by speaking to SB 575 as the other half of the legislation that was not passed last session.
034	Chair Kruse	Asks what the schedule for that bill is.
037	Bessonette	Responds that SB 575 has not been heard yet in the Senate and mentions the fiscal impact.
055	Rep. Walker	Asks which hospitals in Oregon do not offer the screening tests.
056	Bessonette	Responds that there are 12 hospitals that do not offer the tests and they are located in Eastern Oregon and in the coastal regions of Oregon.
064	Chair Kruse	Closes the informational meeting and adjourns the meeting at 5:40 p.m.

Submitted By,

Reviewed By,

Rachel Brown,  
Committee Assistant

Diane Lewis,  
Committee Administrator

**EXHIBIT SUMMARY**

- A – HB 2268, written material, Grant Higginson, M.D., 2pp.**
- B – HB 2268, written material, Joanne Rogovoy, 3pp.**
- C – HB 2268, written material, Patricia O’Sullivan, 2pp.**
- D – HB 2268, written material, James Lace, M.D., 1p.**
- E – HB 2268, written material, Ed Patterson, 2pp.**
- F – HB 2268, written material, Grant Higginson, M.D., 1p.**
- G – HB 2736, -1 amendments, submitted by staff, 1p.**
- H – HB 2736, written material, Linda Fleming, 1pp.**
- I – HB 2814, written material, Marcia Kelley, 2pp.**
- J – HB 2814, written material, Robert Ekstrom, 2pp.**
- K – HB 2814, written material, Paul deParrie, 2pp.**
- L – HB 2814, written material, Grant Higginson, M.D., 3pp.**

**M – HB 2814, written material, Linda Fleming, 2pp.**  
**N – HB 2814, written material, Betty Haus, 1p.**  
**O – HB 2814, written material, Maura Roche, 2pp.**  
**P – HB 2814, written material, Jeremy Bowen, 1p.**  
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**S – HB 2266, written material, Michael Buckley, 3pp.**  
**T – HB 3120, written material, John Medeiros, 1p.**  
**U – HB 3120, written material, Jim Anderson, 2pp.**