

SENATE COMMITTEE ON HEALTH AND HUMAN SERVICES

April 26, 1999 Hearing Room B

8:00 AM Tapes 98 - 100

MEMBERS PRESENT:

Sen. Bill Fisher, Chair

Sen. Frank Shields, Vice-Chair

Sen. Susan Castillo

Sen. Verne Duncan

Sen. Marylin Shannon

STAFF PRESENT:

Sandy Thiele-Cirka, Administrator

Andrew Morris, Administrative Support

MEASURES HEARD:

SB 1202 Public Hearing

SB 588 Public Hearing and Work Session

SB 527 Work Session

SB 606 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 98, A		
004	Chair Fisher	Calls meeting to order at 8:08 AM and opens a public hearing on SB 1202.
<u>SB 1202 PUBLIC HEARING</u>		

014	Sen. Eileen Qutub	Senate District 4. Testifies in support of SB 1202. Explains the background of the bill. States there are only two rape crisis centers in the state.
045	Phyllis Barkhurst	Sexual Assault Support Services. Testifies in support of SB 1202 (EXHIBIT A). Discusses rates of sexual assault. Comments on the limited support services in Oregon. States more people are affected by sexual assault than domestic violence.
115	Gina McClard	Oregon Coalition Against Domestic and Sexual Violence. Testifies in support of SB 1202. States that Oregon is behind other states in supporting rape crisis centers. States that Illinois has 48 crisis centers compared to Oregon's two. Explains resources provided by rape victim advocates.
170	McClard	Continues explaining resources.
176	Chair Fisher	Asks if private industries are involved in responding to victims.
180	Barkhurst	Responds no.
187	Sen. Castillo	Asks for the impact of the bill amendments.
190	McClard	Responds the bill is directed towards private non-profit organizations.
205	Dianne Middle	Director, Oregon Public Safety Standards and Training (OPSST). Testifies in opposition to SB 1202. States there is a downfall in funding for OPSST, and the bill will reduce the department's funding.
236	Sen. Shields	Questions the amount of funding being requested.
247	Middle	Responds between \$100,000 and \$200,000.
254	Sen. Duncan	Reviews SB 1202 with Chair Fisher.
279	Sen. Shannon	Asks if the Oregon Commission on Children and Families would contribute.
289	McClard	Responds that SB 1202 does not reduce funding of current programs.
310	Middle	Comments that the bill does not distinguish where the money will come from.
317	Chair Fisher	Discusses the bill with Middle.
327	Middle	States that the money is coming from the General Fund and the entire pool

		would be affected.
345	Chair Fisher	States that the OPSST budget would not be affected.
353	Sen. Duncan	Clarifies Middlelé's point of view.
362	Chair Fisher	States that the OPSST budget will not loose money due to the bill. Closes the public hearing on SB 1202 and opens a public hearing on SB 588.
<u>SB 588 PUBLIC HEARING</u>		
410	Sen. Kate Brown	Testifies in support of SB 588 (EXHIBIT B). Summarizes the background of the bill. Outlines the findings of the American Cancer Society. Explains the amendments. Comments on the costs of the exams to insurance companies.
461	Sen. Brown	Refers to EXHIBIT B and statistics relating to exams.
TAPE 99, A		
004	Kappy Eaton	League of Women Voters. Testifies in support of SB 588 (EXHIBIT C). Comments on the need for exams. States that early cancer detection saves lives. Comments on the need for health care access.
018	Sen. Duncan	States appreciation for Eaton's work.
022	Maura Roche	Representing Planned Parenthood. Testifies in support of SB 588 (EXHIBIT D). Comments on the activities of Planned Parenthood. States the importance of health exams for women.
047	Sen. Shannon	Asks if Planned Parenthood educates women about increased cancer risks, due to abortions.
058	Roche	Responds that Planned Parenthood provides education on reproductive health care and advocates for self exams.
075	Sen. Shannon	Asks if clients are aware of cancer statistics related to abortions.
078	Roche	Responds Planned Parenthood makes all research available. Explains services provided by Planned Parenthood.
094	Sen. Castillo	Notes support for SB 588.

113	Lenore Paulsen	Cancer survivor. Testifies in support of SB 588 (EXHIBIT E). Relates a personal story of cancer survival.
134	Margaret Warnke-Shields	Cancer survivor. Testifies in support of SB 588 (EXHIBIT F). Relates a personal story of cancer survival.
159	Sen. Duncan	Asks about the cost of a mammogram.
162	Warnke-Shields	Responds it was \$80 in 1990.
165	Wendy Rankin	Cancer survivor. Testifies in support of SB 588 (EXHIBIT J). Comments on the necessity of mammograms. Relates a personal story.
208	Chair Fisher	Summarizes SB 588, and states that it only affects the privately insured. Explains his position on mandating insurance companies to provide services. States appreciation for the cooperation of the groups involved.
310	Michelle Saenz	Representing American Cancer Society. Testifies in support of SB 588 (EXHIBIT G). States the bill would allow more women to receive mammograms. States that she has been cancer free for four years.
370	Renata Stiles	Representing American Cancer Society. Testifies in support of SB 588 (EXHIBIT H). Relates a story of a person who died from breast cancer. States that SB 588 removes a barrier in detecting breast cancer.
430	Stiles	Continues discussing SB 588 with the committee. Comments that only two other states do not mandate mammogram coverage.
TAPE 98, B		
000	Jane Moore	Oregon Health Division. Testifies in support of SB 588 (EXHIBIT I). States that breast cancer is the most common type of cancer. States the early diagnoses saves lives. Gives rates of survival. States that with insurance coverage more women have received mammograms.
067	Judy Johnson	Cancer survivor. Testifies in support of SB 588 (EXHIBIT K). Discusses how early detection helped her. Relates a personal experience.
087	Tricia Smith	Representing Oregon School Employees Association. Testifies in support of SB 588. Original sponsor of the bill in 1993. Discusses women who cannot afford mammograms. Encourages the committee to not include the sunset clause in the bill.
120	Sen. Shields	Asks why the sunset amendments should not be included.

124	Smith	Responds the original sunset was added as a compromise to the bill. Reiterates the sunset should be excluded.
135	Sen. Castillo	States agreement that a sunset clause should not be included.
150	Bruce Bishop	Representing Kaiser Permanente. Testifies in support of SB 588 (EXHIBIT L). Reviews testimony. Comments on existing laws. Supports having a sunset clause in SB 588.
194	Sen. Shields	Asks about how the changes in technology would affect the sunset clause.
204	Bishop	Responds that the sunset date allows for flexibility.
213	Sen. Shields	States it would be a better policy to enact SB 588 without a sunset clause and rescind the law when technology allows.
242	Sen. Castillo	Comments on the report for Women's Health Exams (EXHIBIT N).
299	Chair Fisher	Enters testimony of Lynn Partin and a letter from the American Association of Women (EXHIBIT M). Closes the public hearing on SB 588 and opens a work session on SB 588.
<u>SB 588 WORK SESSION</u>		
310	Sen. Duncan	MOTION: Moves to ADOPT SB 588-2 amendments dated 04/20/99.
	Chair Fisher	Hearing no objection, declares the motion CARRIED.
325	Sen. Shields	States that he does not understand the need for the sunset clause.
345	Sen. Castillo	States disagreement with the sunset clause but will support the bill.
360	Sen. Duncan	MOTION: Moves SB 588 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 5-0 AYE: 5 ñ Castillo, Duncan, Shannon, Shields, Fisher
	Chair Fisher	The motion CARRIES.

		SEN. BROWN/SEN. SHANNON will lead discussion on the floor.
375	Chair Fisher	States he would like to see more cooperation between groups and agencies. Closes work session on SB 588 and opens work session on SB 527.
<u>SB 527 WORK SESSION</u>		
444	Sandy Thiele-Cirka	Administrator. Summarizes SB 527 and the ñ1 amendment.
TAPE 99, B		
006	Peggy Anet	Representing the Health Insurance Association of America (HIAA). Supports SB 527 with the ñ1 amendment.
011	Gwen Dayton	Representing the Oregon Health Care Association (OHCA). Supports SB 527 with the ñ1 amendment.
015	Chair Fisher	Declares potential conflict of interest.
020	Sen. Castillo	MOTION: Moves to ADOPT SB 527-1 amendments dated 3/15/99.
	Chair Fisher	Hearing no objection, declares the motion CARRIED.
025	Sen. Castillo	MOTION: Moves SB 527 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 5-0 AYE: 5 ñ Castillo, Duncan, Shannon, Shields, Fisher
		Chair Fisher The motion CARRIES. SEN. HANNON will lead discussion on the floor.
040	Chair Fisher	Closes the work session on SB 527 and opens a work session on SB 606.

SB 606 WORK SESSION

050	Thiele-Cirka	Summarizes the ñ1, -2, and the ñ3 amendments.
066	Tom Barrows	Representing the Oregon Podiatric Association (OPA). Explains the background of the ñ1 amendments.
077	Gerald Peterson	OPA. Testifies in opposition to the ñ2 and the ñ3 amendments. States the amendments could be addressed in administrative rule.
095	Barrows	States agreement with the ñ1 amendment per the Board of Medical Examiners.
130	Chair Fisher	Discusses the amendments with Barrows and Peterson.
145	Peterson	Discusses the National Podiatric Association's definition of the ankle.
158	Sen. Shannon	Asks if all podiatrists in Oregon are trained to treat the ankle.
164	Peterson	Responds affirmatively. States that all podiatrists understand ankle surgery, but not all podiatrists are trained to perform surgery.
192	Sen. Shannon	Questions if all podiatrists have been trained to operate on the ankle.
202	Peterson	Responds that podiatrists have been educated in ankle surgery, but not all podiatrists have been trained.
223	Sen. Shannon	Asks if podiatrists must complete residency.
225	Peterson	Responds affirmatively.
245	Nan Hiem	Representing the Oregon Association of Orthopedists. Testifies in opposition to SB 16, but will support the amendments.
260	Michael Vessely	Kaiser Permanente. Testifies in opposition to the bill, but supports the amendments (EXHIBIT O). Provides amendment background.
305	Sen. Shannon	Asks how many podiatric surgeons have been qualified in the United States.
310	Vessely	Responds that 120 podiatrists in the United States are qualified.
330	Chair Fisher	Comments on the authority of the BME. States that the scope of practice issue

		will continue as technology increases.
440	Sen. Duncan	Questions the type of surgery Vessely has had to assist podiatrists.
445	Vessely	Responds that one case was a broken bone in the ankle and another case involved and abscessed ankle.
TAPE 100, A		
000	Jonathan Hoppert, M.D.	Orthopedic Surgeon. Testifies in support of the amendments for SB 606 (EXHIBIT P) . States he is concerned about public safety when podiatrists deal with orthopedic issues. Comments on the differences in training between podiatrists and orthopedics.
048	Chair Fisher	Closes the work session SB 606 and adjourns the meeting at 10:11 AM.

Submitted By, Reviewed By,

Andrew Morris, Sandy Thiele-Cirka,
Administrative Support Administrator

EXHIBIT SUMMARY

A ñ SB 1202, Written testimony, Sexual Assault Support Services, Phyllis Barkhurst, 2 pp

B ñ SB 588, Written testimony, Sen. Kate Brown, 17 pp

C ñ SB 588, Written testimony, League of Women Voters, Kappy Eaton, 1 p

D ñ SB 588, Written testimony, Planned Parenthood, Maura Roche, 1 p

E ñ SB 588, Written testimony, Lenore Paulsen, 1 p

F ñ SB 588, Written testimony, Margaret Warnke-Shields, 1 p

G ñ SB 588, Written testimony, American Cancer Society, Michelle Saenz, 3 pp

H ñ SB 588, Written testimony, American Cancer Society, Renata Stiles, 2 pp

I ñ SB 588, Written testimony, Oregon Health Division, Jane Moor, 3 pp

J ñ SB 588, Written testimony, Wendy Rankin, 2 pp

K ñ SB 588, Written testimony, Judy Johnson, 1 p

L ñ SB 588, Written testimony, Kaiser Permanente, Bruce Bishop, 2 pp

M ñ SB 588, Letters in support of SB 588, Sen. Bill Fisher, 4 pp

N ñ SB 588, Report on Womenís Health Exams, Sen. Castillo, 3 pp

**O ñ SB 606, Written testimony, Orthopedic Surgeon, Kaiser Permanente, Michael Vessely,
8 pp**

P ñ SB 606, Written testimony, Oregon Association of Orthopedists, Jonathan Hoppert, 1 p