

SENATE COMMITTEE ON HEALTH AND HUMAN SERVICES

May 5, 1999 Hearing Room B

8:00 AM Tapes 108 - 109

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 1156 Public Hearing and Work Session

SB 16 Public Hearing and Work Session

SB 1202 Work Session

HB 2106 Public Hearing and Work Session

HB 2108A Public Hearing

HB 3123 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 108, A		

004	Chair Fisher	Calls meeting to order at 8:10 AM and opens a public hearing on SB 1156.
<u>SB 1156 PUBLIC HEARING</u>		
008	Sen. Ted Ferrioli	Senate District 28. Provides background on SB 1156. Comments that the bill allows for third party donations to used for medical expenses without being classified as personal income.
035	Chair Fisher	Discusses SB 1156 with Sen. Ferrioli. Closes public hearing on SB 1156 and opens a work session on SB 1156.
<u>SB 1156 WORK SESSION</u>		
045	Sen. Duncan	MOTION: Moves to ADOPT SB 1156-2 amendments dated 4/28/99.
		VOTE: 4-0 AYE: 4 ñ Castillo, Duncan, Shields, Fisher EXCUSED: 1 ñ Shannon
	Chair Fisher	The motion CARRIES.
048	Sen. Duncan	MOTION: Moves SB 1156 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 4-0 AYE: 4 ñ Castillo, Duncan, Shields, Fisher EXCUSED: 1 ñ Shannon
	Chair	The motion CARRIES. SEN. FERRIOLI will lead discussion on the floor.
071	Chair Fisher	Closes the work session on SB 1156 and opens a public hearing on SB 16.
<u>SB 16 PUBLIC HEARING</u>		
074	Sandy Thiele-Cirka	Administrator. Summarizes the ñ8 amendment.

090	Chair Fisher	Discusses SB 16 with the committee.
120	Sen. Shannon	Questions the definition of urgent.
139	Peggy Anet	Representing the Health Insurance Association of America (HIAA). States that the definition of urgent is defined as the need for immediate attention.
157	John Powell	Representing Regency Blue Cross/Blue Shield. Comments in agreement.
161	Dave Fiskum	Representing Providence Health Systems and PacifiCare. Comments in agreement.
170	Bruce Bishop	Representing Kaiser Permanente. States that Kaiser does not have a definition of urgent, but Kaiser does operate urgent care clinics.
185	Sen. Shannon	Questions if the bill impacts Kaiser Permanente.
192	Bishop	Responds that in emergencies, patients out of the Kaiser area are served by non-Kaiser hospitals.
205	Sen. Castillo	Questions lines 5 through 8 of the ñ8 amendments.
208	Bishop	Responds that an optometrist would not need hospital privileges to provide emergency services.
222	Sen. Shannon	Asks about experiences optometrists have faced.
232	Wayne Schumacher	Representing Oregon Optometric Association. Responds that insurance companies argue about what is an emergency or urgent case. Discusses support for the ñ6 amendments.
255	Scott Nehring	Board of Optometry. Notes concerns relating to defining emergency and urgent. Comments on the follow-up visits.
320	Chair Fisher	Comments in support of the ñ8 amendment.
350	Sen. Shannon	Provides personal experience with HMO.
381	Chair Fisher	Comments that the bill allows for emergency visits to optometrists.
447	Sen. Shannon	Questions Chair Fisher's objections with the ñ6 amendments.

460	Chair Fisher	Discusses concerns.
TAPE 109, A		
000	Chair Fisher	Closes the public hearing on SB 16 and opens a work session on SB 16.
<u>SB 16 WORK SESSION</u>		
004	Sen. Shannon	MOTION: Moves to ADOPT SB 16-8 amendments dated 05/04/99.
		VOTE: 4-0 AYE: 4 - Castillo, Duncan, Shannon, Fisher EXCUSED: 1 ñ Shields
	Chair Fisher	The motion CARRIES.
011	Sen. Shannon	MOTION: Moves SB 16 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 4-0 AYE: 4 - Castillo, Duncan, Shannon, Fisher EXCUSED: 1 ñ Shields
	Chair Fisher	The motion CARRIES. SEN. SHANNON will lead discussion on the floor.
018	Chair Fisher	Closes the work session on SB 16 and opens a work session on SB 1202.
<u>SB 1202 WORK SESSION</u>		
027	Cirka	Summarizes SB 1202 and the ñ1 amendment.
036	Sen. Duncan	MOTION: Moves to ADOPT SB 1202-1 amendments dated 04/07/99.
		VOTE: 3-0

		AYE: 3 - Castillo, Duncan, Fisher EXCUSED: 2 - Shannon, Shields
	Chair Fisher	The motion CARRIES.
040	Sen. Duncan	MOTION: Moves SB 1202 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
		VOTE: 3-0 AYE: 3 - Castillo, Duncan, Fisher EXCUSED: 2 - Shannon, Shields
	Chair Fisher	The motion CARRIES.
050	Chair Fisher	Closes SB 1202 and opens a public hearing on HB 2106.
<u>HB 2106 PUBLIC HEARING</u>		
056	Kris Hudson	Board of Dentistry. Testifies in support of HB 2106 (EXHIBIT A). Provides background of the bill. States the board is requesting authority to discipline dentists and hygienists who practice without a license.
100	Chair Fisher	Comments on dentists who are unlicensed.
110	Sen. Shannon	Questions training on partial implants.
124	Hudson	Responds she does not have that information. Notes that there are people who are not trained and practicing dentistry.
140	Sen. Shannon	Questions reciprocity.
148	Jo Ann Bones	Executive Director, Board of Dentistry. Testifies in support of SB 2106 (EXHIBIT B). Comments on the licensure procedure. States that Oregon's licensing procedure is recognized by ten other states. Discusses reciprocity relating to disciplinary actions.
206	Chair Fisher	Asks if the bill increases the fines and board authority.
210	Bones	Responds affirmatively.

244	Chair Fisher	Closes the public hearing on HB 2106 and opens a work session on HB 2106.
<u>HB 2106 WORK SESSION</u>		
249	Sen. Castillo	MOTION: Moves HB 2106 to the floor with a DO PASS recommendation.
		VOTE: 4-0 AYE: 4 - Castillo, Duncan, Shannon, Fisher EXCUSED: 1 ñ Shields
	Chair Fisher	The motion CARRIES. SEN. CASTILLO will lead discussion on the floor.
262	Chair Fisher	Closes the work session on HB 2106 and opens a public hearing on HB 2108A.
<u>HB 2108A PUBLIC HEARING</u>		
288	Hudson	Board of Dentistry. Testifies in support of HB 2108A (EXHIBIT C). Summarizes HB 2108A. States the bill will allow the board to revoke licenses when a dentist is no longer emotionally or mentally fit to practice.
311	Chair Fisher	Questions the requirement of notarization.
314	Bones	Explains the procedure of pursuing administrative action. Notes that the statute is outdated.
351	Chair Fisher	Calls a recess at 9:10 AM. Reconvenes at 9:22 AM.
358	Bones	Continues testimony. Comments on Section 6 of the bill.
393	Chair Fisher	Questions late fees for expired licenses.
402	Bones	Responds that will be developed in administrative rules.
418	Chair Fisher	Questions the length of time a person may practice after their license expires.
435	Bones	Responds that a compromise is being developed.

456	Chair Fisher	Notes that a year is a long time to practice without a license.
TAPE 108, B		
006	Hudson	Responds in agreement.
016	Sen. Duncan	Asks if relicensure is a problem.
020	Bones	Responds that there are approximately 100 licenses revoked per year for non-payment.
059	Jack Clinton	Dentist, Oregon Health Sciences University (OHSU) faculty member. Testifies in support of HB 2108A (EXHIBIT D). Comments on the requirements to be a faculty member. States that compensation for faculty members is low and the bill would assist.
124	Sen. Duncan	Questions the licensing procedures for the school of medicine.
131	Clinton	Responds that they bridge licensing with hospital privileges.
147	Chair Fisher	Closes the public hearing on HB 2108A and opens a public hearing on HB 3123.
<u>HB 3123 PUBLIC HEARING</u>		
162	Jane Myers	Representing Oregon Dental Association (ODA). Testifies on HB 3123. Offers the ñ1 amendment. States that ODA will support the bill if the ñ1 amendments are adopted.
183	Chair Fisher	States that reciprocity should be available.
220	Hudson	Testifies in support of HB 3123 (EXHIBIT E). Notes concerns with the proposed amendment.
228	Chair Fisher	Closes the public hearing on HB 3123 and opens a work session on HB 3123.
<u>HB 3123 WORK SESSION</u>		
233	Sen. Shields	MOTION: Moves HB 3123 to the floor with a DO PASS recommendation.
		VOTE: 5-0

		AYE: 5 ñ Castillo, Duncan, Shannon, Shields, Fisher
	Chair Fisher	The motion CARRIES. SEN. SHANNON will lead discussion on the floor.
246	Chair Fisher	Closes the work session on HB 2123 and adjourns the meeting at 9:45 AM.

Submitted By, Reviewed By,

Andrew Morris, Sandy Thiele-Cirka,
Administrative Support Administrator

EXHIBIT SUMMARY

A ñ HB 2106, Written testimony, Board of Dentistry, Chris Hudson, 1 p
B ñ HB 2106, Written testimony, Board of Dentistry, Jo Ann Bones, 1 p
C ñ HB 2108, Written testimony, Board of Dentistry, Chris Hudson, 2 pp
D ñ HB 2108A, Written testimony, OHSU, Jack Clinton, 1 p
E ñ HB 3123, Written testimony, Board of Dentistry, Chris Hudson, 1 p