

HOUSE COMMITTEE ON COMMERCE

February 20, 1997 Hearing Room 357

8:30 A.M. Tapes 8 - 9

MEMBERS PRESENT:

Rep. Eldon Johnson, Chair

Rep. Cynthia Wooten, Vice-Chair

Rep. Ron Adams

Rep. Roger Beyer

Rep. Richard Devlin

Rep. Jim Hill

Rep. Bob Montgomery

Rep. Jackie Taylor

Rep. Tom Whelan

STAFF PRESENT:

Julie Neburka, Administrator

Keith Putnam, Administrator

Annetta Mullins, Administrative Support

MEASURE/ISSUES HEARD:

HB 2293 - Informational Meeting

HB 2294 - Informational Meeting

HB 2295 - Informational Meeting

HB 2296 - Informational Meeting

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
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Tape 8, A		
002	Chair Johnson	Calls meeting to order at 8:33 a.m. and due to sound system problems recesses the meeting. Reopens the meeting at 8:39 a.m., and opens the informational meeting on HB 2293, 2294, 2295 and 2296.
<u>HB 2293, HB 2294, HB 2295 AND HB 2296 - INFORMATIONAL MEETING</u>		
050	Catherine Dower, J.D.	Health Law & Policy Analyst, Center for the Health Professions, University of California at San Francisco, representing the Pew Health Professions Commission, reviews her credentials and submits the commission's Taskforce on Health Care Workforce Regulation report, "Reforming Health Care Workforce Regulation: Policy Considerations for the 21st Century" (EXHIBIT A).
070	Rep. Hill	Asks for explanation of Pew.
071	Dower	Reviews purpose of Pew.
095	Dower	Presents overheads on regulation of health care professions (EXHIBIT A).
120	Dower	Continues presentation.
161	Dower	Continues presentation (EXHIBIT A, page 2).
200	Dower	Continues presentation on regulation.
236	Dower	Continues presentation, reviewing current system of regulation.
255	Dower	Continues presentation, pointing out weakness of current state regulatory system.
271	Dower	Reviews principles identified by the task force (EXHIBIT A, page 3).
307	Dower	Reviews the ten regulatory reform issues and policy options (EXHIBIT A, page 3).
340	Dower	Continues presentation on regulatory terms and language and standardizing regulatory terms.
380	Dower	Continues presentation.
TAPE 9, A		
008	Dower	Continues presentation.
027	Dower	Reviews issues of uniformity (EXHIBIT A, page 4).
049	Dower	Reviews policy options (EXHIBIT A, page 4).
072	Dower	Reviews resolving differences in entry-to practice (EXHIBIT A, page 5).
081	Dower	Reviews barriers to scopes of practices (EXHIBIT A, page 5).
100	Dower	

		Continues presentation on scopes of practice (EXHIBIT A, page 5).
120	Dower	Reviews removing barriers (EXHIBIT A, page 5).
140	Dower	Reviews Resolving Scope of Practice Disputes (EXHIBIT A, page 6).
172	Dower	Reviews recommendation on board structure (EXHIBIT A, page 6).
193	Dower	Reviews policy options for redesigning board structure and function (EXHIBIT A, page 6).
230	Dower	Reviews policy options for informing the public (EXHIBIT A, page 7).
274	Dower	Continues presentation on boards informing the public about practitioners.
290	Dower	Reviews recommendation on assuring practitioner competence (EXHIBIT A, pages 7).
330	Dower	Continues presentation on competence and assuring continued competence (EXHIBIT A, page 7).
369	Dower	Continues presentation on competency (EXHIBIT A, page 8).
TAPE 8, B		
007	Dower	Reviews issues on complaints and disciplining (EXHIBIT A, page 8).
018	Dower	Reviews complaints in Arizona (EXHIBIT A, page 8).
030	Dower	Reviews policy issues on discipline (EXHIBIT A, page 8).
043	Dower	Reviews issues on evaluating regulatory effectiveness (EXHIBIT A, page 9).
064	Dower	Continues presentation on regulatory effectiveness (EXHIBIT A, page 9).
071	Dower	Reviews issues and policy options on evaluating effectiveness (EXHIBIT A, page 9).
	Dower	Continues reviewing policy options on evaluating effectiveness.
091	Dower	Summarizes task force recommendations.(EXHIBIT A, page 10).
125		* Hopes policymakers will use the work of Pew Health Professions Commission
142	Rep. Adams	Comments that letters received by committee members claim the recommendations are work-in-progress and are not complete.
	Dower	Responds the work is on-going and the task force will focus on recommendations; the commissioners will

		determine which direction the commission will go. This report stands as a solitary report; the task force will expand and focus on things of more interest to the people involved.
162	Rep. Adams	Asks where Pew gets their funding.
	Dower	Responds funding is from the Pew Family Trust, which funds a number of programs.
172	Rep. Whelan	Asks if the legislature would expect in a year or two that the particular professions will have had a chance to discuss this and overcome some of the obstacles to progress.
182	Dower	Explains they did receive a number of responses, primarily from the professions. The responses are on the web site and there is a conference in July. There are 14 grants operating to look at increased dialogue, research and planning for implementation of reform efforts. The commission expects to release a follow-up report later this year, which would collate and bring back the responses and the tracking across the states.
203	Rep. Whelan	Comments Oregon has a difficult time getting public members to serve on boards, and asks if Maine has the same problem.
	Dower	Responds the best work has been done by the Citizen Advocacy Center in Washington, D. C. They are looking at how to recruit, train and support all board members. They are also working with consumer groups to find out if interest groups would recommend people to serve.
226	Rep. Devlin	Asks what the process of developing recommendations was during the first two years.
	Dower	Clarifies that by the end of this phase the commission will have been working for 10 years. Explains work in being done by the commission in three phases.
260	Rep. Devlin	Comments one of the themes is public input, and asks what input the board had from the professions.

Dower Responds that the Citizen Advocacy Center served as the voice for the consumers. The professions did not sit on the task force; a number of professions are on the board.

291 Rep. Taylor Notes some boards are working on the Pew recommendations, but has come concerns about flexibility and interaction among the health professions. . Cites an example of licensure instead of registration. Thinks it is important that we are becoming more clear with people, and has concerns about when we are talking about overlap because we are not talking about everything

and we should not ignore professional standards and get into anything less precise.

- 326 Rep. Hill Asks if the states went to the most common or the highest standards.
Dower Responds they used a system of mutual endorsement, but recognized the lowest common denominator.
- 360 Rep. Hill Asks if standardization of terms is based solely on the idea that someone might be getting treatment from someone who is not licensed.
Dower Responds that is part of it. Standardizing language is confusing. If someone is providing care over the internet, the professional designation is confusing.

**TAPE
9, B**

- 003 Rep. Hill Asks if the commission looked in the context of hospitals' delivery of care.
Dower Responds negatively and adds that the task force focused on regulation of people, but will be looking at hospital delivery of service later.
- 021 Ed Patterson Oregon Association of Hospitals and Health Systems, submits information packet and testimony proposing amendments (EXHIBIT B), and notes legislative proposal relating to boards already introduced this session.
- 079 Patterson Reviews policy of Oregon Association of Hospitals and Health System on boards and commission (EXHIBIT B, pages 4 and 5).
- 108 Rep. Wooten Asks what is in the proposal for the hospitals, putting the public policy issues aside and how that makes life easier for hospital administrators and affects the bottom line.
- 124 Patterson Comments they would like to guarantee that if they hire a licensed person that the person is competent and does not jeopardize the well-being of the patients. Most boards are autonomous and the guarantee is not being accomplished.
- 150 Patterson Cites examples of the way boards handled complaints.
- 178 Patterson Cites example of testimony presented by board staff to the legislature.
- 190 Rep. Wooten Asks for a description of how allowing overlapping scope of practice will be beneficial.
- 197 Patterson Gives example of optometrist and ophthalmologists issue about eye drops.
- 213 Patterson Calls members attention to the matrix of boards in Oregon (EXHIBIT B, pages 7 and 8), explains the Oregon Association of Hospitals and Health Systems made presentations on the proposal to an interim committee and reviews the proposed amendments (EXHIBIT B, page 1-4).
- 250 Patterson Continues presentation.
- 300 Patterson Continues presentation.
- 345 Patterson Continues presentation (EXHIBIT B, page 2).
- 3390 Patterson Continues reviewing proposed amendments (EXHIBIT B, page 2).
- 401 Chair Johnson Asks Mr. Patterson to work with staff to have Legislative Counsel draft the amendments, and announces that the committee will meet next Thursday.
- 421 Rep. Wooten Asks if the boards' staff can contact committee staff to obtain copies of the legislative council amendments.
- 425

Chair Johnson Announces that after the public has had a chance to review the proposed amendments, a public hearing will be held, and that HB 2393 will be the bill used.

449 **Chair Johnson** Adjourns meeting at 10:25 a.m.

Submitted By, Reviewed By,

Annetta Mullins, Julie Neburka

Administrative Support Administrator

EXHIBIT SUMMARY

A - HB 2293, HB 2294, HB 2295, HB 2296, report "Reforming Health Care Workforce Regulation," Catherine Dower, 11 pp

B - HB 2293, HB 2294, HB 2295, HB 2296, proposed amendments and policy information, Ed Patterson, 23 pp