

**HOUSE COMMITTEE ON HUMAN RESOURCES**

**April 25, 1997 Hearing Room 170**

**1:00 p.m. Tapes 86-87**

**MEMBERS PRESENT:**

**Rep. Patricia R. Milne, Chair**

**Rep. Jackie Taylor, Vice-Chair**

**Rep. Richard Devlin**

**Rep. Steve Harper**

**Rep. Jeff Kruse**

**Rep. Jane Lokan**

**Rep. Kitty Piercy**

**MEMBER EXCUSED:**

**STAFF PRESENT:**

**Lori A. Long, Administrator**

**Diane M. Quinones, Administrative Support**

**MEASURES/ISSUES HEARD:**

**HJR 86 Public Hearing and Work Session**

**HB 2125 Work Session**

**HB 2478 Work Session**

**HB 2488 Work Session**

**HB 3426 Work Session**

**HB 3008 Work Session**

**HB 3310 Public Hearing**

**HB 3327 Public Hearing**

**HB 2836 Public Hearing**

**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.**

<b>Tape/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 1, Side A</b>		
007	Chair Milne	Calls the meeting to order at 1:10 pm, opens public hearing on HJR 86.
<b><u>HJR 86 PUBLIC HEARING</u></b>		
010	Lisa Scott	Representative, Schering Corporation, provides testimony in support of HJR 86 ( <b>EXHIBIT A</b> ).
040	Rep. Kruse	Questions current education efforts.
042	Scott	Responds that Schering Corp. sponsors educational programs.
046	Rep. Kruse	Questions if this type of effort would impact the Hepatitis C data.
058	Scott	Responds that this resolution would promote media coverage which in turn would get the message to the high risk populations.
069	Rep. Kruse	Comments that a complete education program would be more advantageous than media coverage.
073	Rep. Piercy	Questions the current procedure for data collection.
078	Scott	Responds that an education bill would be helpful. Notes that testing generates the reporting mechanism.
086	Rep. Taylor	Comments that this resolution could be an message against drug abuse.
096	Chair Milne	Closes the public hearing on HJR 86, opens a work session on HJR 86.
<b><u>HJR 86 WORK SESSION</u></b>		
<b>099</b>	<b>Rep. PIERCY</b>	<b>MOTION: Moves HJR 86 be sent to the floor with a BE ADOPTED recommendation.</b>
102	Rep. Kruse	Comments that a bill would have more impact than a resolution.
<b>109</b>		<b>VOTE: 7-0</b> <b>AYE: 7 - Devlin, Harper, Kruse, Lokan, Piercy, Taylor, Milne</b>
	<b>Chair Milne</b>	<b>The motion CARRIES.</b> <b>REP. CORCORAN will lead discussion on the floor.</b>
115	Chair Milne	Comments on the impact of HJR 86, closes work session on HJR 86, opens work session on HB 2125.

<b>HB 2125 WORK SESSION</b>		
124	Lori Long	Committee administrator, summarizes HB 2125 and the proposed - 1 amendments ( <b>EXHIBIT B</b> ).
155	Chair Milne	Questions why a fee is necessary.
155	Jayne Bailey	Business Manager, Emergency Medical Services and Systems, Oregon Health Division, responds that the fee will assist in funding program operations.
175	Rep. Devlin	Questions if the providers are supportive of this bill.
179	Gregg Lander	Director, Emergency Medical Services, Oregon Health Division, responds that the majority of providers are supportive.
190	Rep. Lokan	Notes that she has been contacted by a larger provider, their concern is that the fee increase not be raised higher than the fee for service. Requests a fee capitation.
213	Bailey	Responds that the \$90 fee increase applies to ambulance services with more than one paid employee, the smaller providers fee will remain at \$45.  Notes the fee increase will provide additional revenue which would eliminate the board's frequency before the legislature.
240	Rep. Piercy	Questions if the fee increase is attempting to be sensitive to the small providers.
246	Bailey	Responds affirmatively.
252	Rep. Taylor	Comments on the concerns being received from her district and that she does not support this bill in the current form. Notes that the Oregon Health Plan, Medicare, and Medicaid have poor reimbursement rates.
277	Rep. Devlin	Questions the determination of the cut off being one paid employee. Requests changing the language to 5 or greater employees.
302	Bailey	Responds that changing this portion of the bill would have a fiscal impact of \$4000 per biennium to the department.
310	Chair Milne	Questions if that impact is in reference to Rep. Devlin's request and how will that impact effect program operations.
312	Bailey	Responds affirmatively and that the division would absorb the costs of that change.
321	Rep. Harper	Comments on concerns from his district.
335	Chair Milne	Questions if Rep. Devlin is interested in creating an amendment to include his changes.
	Rep.	Responds affirmatively. Continues with proposed language

340	Devlin	changes.
364	Rep. Lokan	Questions the current fees.
370	Bailey	Responds that the current annual ambulance fee is \$45.00.
410	Rep. Lokan	Comments on concerns with increasing fees too rapidly, questions if this is an increase or a new fee.
418	Bailey	Responds that it is a new fee to ambulance services.
430	Chair Milne	Questions the vehicle licensing fee and impact of those fees to the program.
443	Lander	Responds that there are two fees being discussed: (1) vehicle and (2) services.
468	Rep. Lokan	Requests that a fee capitation be considered.
482	Rep. Taylor	Comments on clarification and impact of the proposed amendments.
<b>TAPE 87, A</b>		
037	Rep. Devlin	Questions how the number of employees are determined
040	Lander	Responds that the ambulance service is classified separately and staff is determined by those services.
047	Rep. Devlin	Requests working with the Health Division in drafting amendments that would be acceptable to all parties.
054	Chair Milne	Closes work session on HB 2125, opens work session on HB 2488.
<b>HB 2488 WORK SESSION</b>		
063	Long	Provides summary of HB 2488.
088	Chair Milne	Additional comments on the bill.
103	Long	Comments on the status of SB 347 and the subsequent referral of HB 2488.
111	Rep. Harper	<b>MOTION: Moves HB 2488 to the floor with a DO PASS recommendation and BE REFERRED to the committee on Revenue by prior reference.</b>
123		<b>VOTE: 7-0</b> <b>AYE: 7 - Devlin, Harper, Kruse, Lokan, Piercy, Taylor, Milne</b>
	Chair Milne	<b>The motion CARRIES.</b>
128	Chair Milne	Closes the work session on HB 2488, opens work session on HB 3426.

<b><u>HB 3426 WORK SESSION</u></b>		
129	Long	Summarizes HB 3426.
138	Rep. Kruse	<b>MOTION: Moves HB 3426 to the floor with a DO PASS recommendation.</b>
142		<b>VOTE: 7-0</b> <b>AYE: 7 - Devlin, Harper, Kruse, Lokan, Piercy, Taylor, Milne</b>
	Chair Milne	<b>The motion CARRIES.</b> <b>REP. HARPER will lead discussion on the floor.</b>
151	Chair Milne	Closes work session on HB 3426, opens work session on HB 3008.
<b><u>HB 3008 WORK SESSION</u></b>		
155	Long	Summarizes HB 3308 and the proposed -1 amendments ( <b>EXHIBIT C</b> ).
174	Chair Milne	Questions the intent of the -1 amendments.
176	Long	Responds with explanation.
197	Rep. Harper	Questions the Board of Medical Examiners scope of involvement.
199	Long	Responds that this bill allows the BME to consider the qualifications, but not require the consideration of qualifications of a foreign physician.
203	Rep. Devlin	Questions if the BME is supportive of the proposed amendments.
207	Long	Responds that she does not have that information.
219	Chair Milne	Calls the meeting at ease until legislative counsel arrives.
314	Chair Milne	Reconvenes the meeting at 2:00pm.
323	Gwen Dayton	Legislative Counsel, provides clarification and explanation of the intent of the bill.  * residency status  * Immigration Naturalization Services guidelines  * delegation issues  Summarizes the proposed -1 amendments.
	Chair	Questions the consequence if BME chooses not to adopt and do

408	Milne	they determine the criteria to be used for determination.
414	Dayton	Responds that that is the board's decision.
420	Rep. Kruse	Questions if the BME has that authority currently.
422	Dayton	Responds affirmatively.
424	Rep. Kruse	Questions why the bill is needed if it is current policy.
425	Dayton	Responds that currently the board does not have statutory authority to issue a license without an examination to foreign physician. The intent of this bill is to allow the expanding of that authority.  Corrects previous statement, the board does not have authority to license a foreign physician.
464	Rep. Harper	Questions Ms. Dayton if this is good legislation.
467	Dayton	Comments that this a workable and legal piece of legislation.
479	Chair Milne	Questions if this bill grants the board authority that it currently does not have.
483	Dayton	Responds affirmatively. Continues additional explanation and clarification.
<b>TAPE 86, B</b>		
037	Chair Milne	Notes the ultimate responsibility lies with the BME.
041	Rep. Lokan	Questions if this bill changes the currently requirements for foreign physicians.
052	Kathleen Haley	Executive Director, Board of Medical Examiners, responds that it does change current requirements. Reviews currently testing procedures.
063	Rep. Lokan	Questions if the BME verifies that the foreign physician has met all requirements and holds a similar license.
067	Haley	Responds that is the ultimate goal of the BME.
081	Rep. Harper	Questions the frequency of this issue being brought before the board.
083	Haley	Responds that none have been addressed in the past three years.
087	Rep. Devlin	Questions if the process is the same for foreign physicians if they are eminently qualified.
102	Haley	Responds if they wish to become permanent residents of Oregon the procedure is the same. Notes there is a temporary two week approval, for visiting physicians.
112	Chair Milne	Questions if an inquiry was conducted for the individual that this bill is directed towards.
120	Haley	Responds that she does not have that information.

126	Rep. Lokan	Questions if there is a formal procedure in place to substantiate a foreigner's claims.
133	Haley	Responds there is a procedure for checking the documentation of physicians
144	Rep. Piercy	Questions if there is an international standardized program.
146	Haley	Responds that she is unaware of any.
153	Rep. Piercy	Questions if this bill and the proposed amendments are acceptable to the board.
158	Haley	Responds that currently the board has flexibility and Oregon does not have unreasonable barriers to prohibit foreign physicians.
170	Rep. Piercy	Comments on the importance of Oregon taking advantage of the experience of good physicians.
175	Haley	Responds in agreement.
182	Rep. Harper	Notes the competency and quality of standards of the United States Medical License Examiners.
188	Rep. Lokan	Comments in opposition to this bill.
193	Rep. Kruse	Notes his opposition to the bill.
202	Andrea Bartoloni	Lawyer, comments on the intention of this bill and the current limitations for foreign physicians relocating to Oregon. Continues with federal immigration policies.
246	Rep. Kruse	Responds to issues raised by Mr. Bartoloni.
252	Rep. Piercy	Notes concerns regarding standards and criteria that have not been determined at this time.
263	Rep. Devlin	Comments that this area is in need of exploration.
291	Rep. Piercy	Requests that the BME work with the proponents on this issue.
298	Rep. Lokan	Questions how American physicians are licensed in other countries.
304	Bartoloni	Responds that some countries have guidelines/rules that define an exceptional/outstanding physician.
329	Chair Milne	Closes work session on HB 3008, opens work on HB 2478.
<b><u>HB 2478 WORK SESSION</u></b>		
335	Long	Provides summary of HB 2478 and the proposed -1 amendments ( <b>EXHIBIT D</b> ).
	<b>Rep.</b>	<b>MOTION: Moves to ADOPT HB 2478-1 amendments dated</b>

348	Harper	4/22/97.
356	Chair Milne	Hearing no objection, declares the motion CARRIED.
360	Rep. Harper	<b>MOTION: Moves HB 2478 to the floor with a DO PASS AS AMENDED recommendation.</b>
366		<b>VOTE: 6-0</b> <b>AYE: 6 - Devlin, Harper, Kruse, Lokan, Piercy, Milne</b> <b>EXCUSED: 1 - Taylor</b>
	Chair Milne	<b>The motion CARRIES.</b> <b>REP. KRUSE will lead discussion on the floor.</b>
385	Chair Milne	Closes work session on HB 2478, opens public hearing on HB 3310.
<b><u>HB 3310, HB 3327, and HB 2836</u></b> <b><u>PUBLIC HEARING</u></b>		
390	Chair Milne	Announces that HB 3310, HB 3327, and HB 2836 will be scheduled again in the future. Closes public hearing on HB 3310, HB 3327, and HB 2836. Adjourns the meeting at 2:33 p.m.

Submitted By, Reviewed By,

Diane M. Quinones, Lori A. Long,

Administrative Support Administrator

Transcribed By,

Sandy Thiele-Cirka

Administrative Support

**EXHIBIT SUMMARY**

**A - HJR 86, Written testimony, Lisa Scott, 6pp**

**B - HB 2125, -1 amendments, Staff, 1pp**

**C - HB 3008, -1 amendments, Staff, 1pp**

**D - HB 2478, -1 amendments, Staff, 1pp**