

HOUSE COMMITTEE ON
HUMAN RESOURCES AND EDUCATION
SUBCOMMITTEE ON HUMAN RESOURCES

Hearing Room
Tapes - 36

MEMBERS PRESENT:

Rep. Charles Starr, Chair
Rep. Sharon Wylie, Vice-Chair
Rep. Barbara Ross
Rep. Dennis Luke, ex-officio

MEMBER EXCUSED:

Rep. Bill Fisher

VISITING MEMBERS:

Rep. Jim Welsh
Rep. Liz VanLeeuwen

STAFF PRESENT:

Tom Mann, Committee Administrator
Pamela Berger, Committee Assistant

MEASURES HEARD:

HB 2082 - Public Hearing
HB 3340 - Public Hearing
HB 3360 - Public Hearing

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

TAPE , A

CHAIR STARR: Calls the meeting to order at 6:10 p.m.

HB 3360 - Public Hearing

006 REP. EILEEN QUTUB, DISTRICT 8: Testifies in favor of HB 3360
-introduces bill
-there is work to be done
-eligibility issue needs clarification
-need to address how premiums will be paid for

060 CHAIR STARR: Directs staff to work with Rep. Qutub in drafting amendments to address the above stated concerns

HB 2082 - Public Hearing

MANN: Explains bill

090 DELL ISHAM, OPTICIANS ASSOCIATION OF OREGON: Submits and summarizes written testimony on HB 2082 and proposed amendments (EXHIBIT A)

-explains changes that need to occur in the bill

170 -in response to Wiley, about one half of the states have some type of regulatory system; expands

-gives examples of current problems

211 DR. CHARLES RADEBAUGH, OREGON OPTOMETRIC ASSOCIATION: Submits and summarizes written testimony in support of some of the concepts in HB 2082 (EXHIBIT B)

-supports certification

-need for consumer protection

-concerns about legislation

-add definition of dispensing optician

-advisory board

300 -consumer complaints

320 KEITH BURNS, LENS CRAFTERS: Testifies in opposition to HB 2280

-feels that there is no need to create another board

-this bill really doesn't do anything to protect the public

TAPE 34, SIDE A

CHAIR STARR: Asks Raddebaugh and Isham to work together on issues raised

HB 3340 - Public Hearing

030 MANN: Explains bill

035 REP. JIM WELSH, DISTRICT 43: Testifies in favor of HB 3340

-introduces bill

-this is an opportunity to hear both sides of the issue of alternative medicine

070 REP. LIZ VANLEEUWEN, DISTRICT 37: Testifies in favor of HB 3340

-many of my constituents have been helped by Doctor Gambee

090 JEREMY ESCH: Submits and reads written testimony in favor of HB 3340 (EXHIBIT C)

143 SHANNON ESCH: Testifies in favor of HB 3340

-address the issue that there is no evidence in writing that alternative treatment works

-personal experiences

-want to have the choice to receive pain free, symptom free

191 FAYA GOLD: Testifies in favor of HB 3340

-talks about several books on this issue

-don't want doctors to be penalized for letting me choose type of treatment

210 ROBERT DOUGHTON, M.D.: Testifies in favor of HB 3340

-background

-most of my patients are not victims of illness, most suffer from things that are preventable, which was not part of my medical training

-choices

-joined holistic medical association

-Board of Medical Examiners

-teach patients to become exceptional patients - ones that don't want to have statistical outcomes

- home deliveries
- taking a risk by coming here to testify
- in response to Wiley, irony of what we are doing is

340 CARL HUMMESON, CITIZENS FOR HEALTH: Testifies in favor of HB 3340

- two facts which are ignored by the Board of Medical Examiners (BME) are insurance companies and medical schools
- there are a large number of people who are being denied access to care that will help them
- there is solid written evidence written about alternative treatment
- background
- have practiced both traditional and alternative medicine
- personal experiences
- most powerful source of a remedy is legislation

TAPE 33, SIDE B

ROSS: How do you propose to protect the public from quacks?

HUMMESON: Procedures and laws in place that would address that (i.e. if physician uses bad judgment, they are subject to hearings)

030 WILEY: Discusses concern about specialist in alternative medicine such as naturopaths

HUMMESON: Responds about piecemealing law
physicians are no longer free to use their best medical judgment

086 DELMER PEAK: Testifies in favor of HB 3340

- my freedom of choice has been taken away from me by the Board of Medical Examiners
- primary care physician
- personal experience
- risks in tests and surgeries
- high costs of surgery
- experiences with Dr. Gambee
- after chelation therapy symptoms went away
- common thread in most of patients is that patients have tried several doctors and treatment which hadn't worked
- should have the freedom of choice for treatment

170 SHIRLEY PEAK: Testifies in favor of HB 3340

- describes alternative medicine as effective medicine
- treat whole body

JOHN GREEN, M.D.: Submits and reads written testimony in favor of HB 3340
(EXHIBIT D)

- in response to Luke, describes chelation therapy

324 ALFRED BOASE: Testifies in favor of HB 3340

- personal history
- need choice of doctors

370 ROSLYN HAMILTON: Submits and reads written testimony in favor of HB 3340 (EXHIBIT E)

- personal history

TAPE 34, SIDE B

042 ELIZABETH HAHN: Testifies in favor of HB 3340

- severe food allergies

-should not be denied freedom of choice to access of health care

080 DUNCAN SOLE M.D.: Testifies in favor of HB 3340
-have helped many chronically ill patients
-homeopathic treatment
-constant fear that I can be discriminated against by the BME

110 MYNA BOWERS: Testifies in favor of HB 3340
-personal experience with Lupus disease
-then tried alternative medicine which included vitamin and diet changes
-angry that choice has been taken away from me

139 JOE SILL: Testifies in favor of HB 3340
-choice
-power issues
-personal experience
-treatment of symptoms
-alternative doctor was able to improve my life by looking at food
allergies
-this doctor is prescribing same medicine as my previous doctor but because

of his background in prescribing "alternative" medicine the insurance
company sends me statements that this is being reviewed

210 DR. JOHN GAMBEE: Submits and reads written testimony on HB 3340
(EXHIBIT G)
-90% of our patients tried traditional care and were not helped
-refers to charts included in testimony
-background
-reasons given for license being revoked

390 JANICE GAMBEE: Testifies in favor of HB 3340
-we were suppose to leave the state
-scared
-appealing
-prejudice persecution from the BME

TAPE 35, SIDE A

040 -nutritional counseling
-unnecessary procedures
-BME won't work with us to obtain needed information
-lack of disciplinary action

150 CHUCK STRINGHAM, M.D.: Testifies in favor of HB 3340
-occupational therapy
-nutritional therapy
-choose not to practice alternative medicine at this time but think
Oregonian's should have the right to choose

CHAIR STARR: Recesses the meeting at 8:16 p.m.
-re-convenes the meeting at 8:22 p.m.

240 ANN ELLIOTT: Testifies in favor of HB 3340
-resents BME determining that I am not competent in choosing my physician
-personal experience with ill child and treatment with an "alternative"
doctor

340 SUSAN MARSHALL: Testifies in favor of HB 3340
-bill is well written and straight forward
-would like to go to traditional physician who can discuss alternatives

402 RACHEL BROOKS: Testifies in favor of HB 3340

TAPE 36, SIDE A

-since coming to Oregon have limited some of the practices that I did in Massachusetts

120 -in response to Ross, feels that the bill provides protection both for the patients and the doctors

-in favor of changes for the BME

025 SARAH GRISBY: Testifies in favor of HB 3340

-am a consumer that wants to take responsibility for my health

-want more choices and information with more access

-find myself wanting a mainstream doctor as my gatekeeper

-increase value and cost

080 CAROLYN SMITH-EDWARDS: Submits and reads written testimony in favor of HB 3440 (EXHIBIT H)

-daughter of physicians

-experience with son's headaches being treated by traditional physicians

155 CHRISTY BAILEY: Testifies favor of HB of HB 3340

-personal experience

-physician's lack of knowledge to properly diagnosis

-then was properly diagnosed by Dr. Green

-important to have alternatives and choices

225 DR. PAUL DART, M.D.: Submits and reads written testimony in favor of HB

3340 (EXHIBIT I)

-BME is applying double standard to alternative medicine

-public wants access to alternative medicine

340 DIANE INSKEEP: Testifies in favor of HB 3340

-personal experience

-continually check with my traditional physician while being under the care

of an alternative doctor

-insurance coverage for traditional but not alternative

-would like to go to my traditional physician for information

TAPE 35, SIDE B

TIMOTHY SEATON: Testifies in favor in HB 3340

-here for my wife who has breast cancer

-treatment of choice was not covered by insurance or offered in the U.S.

-no longer rely only on medical providers

050 ROBERT HANLEY: Testifies in favor of HB 3340

-married a woman who was a registered nurse

-due to her headaches and joint pains doctor sent her to allergist who suggested a psychiatrist and also surgery suggested by eye, nose, throat physician

-now she goes to Dr. Green and is much relieved; not paid by insurance

- I have joint swelling and itching; was given eleven types of medicines

Submitted for the record:

- BME disciplinary information (EXHIBIT J)

-testimony from Hoffine (EXHIBIT K)

- testimony from the Oregon Medical Association (EXHIBIT L)
- testimony from Bridgehouse (EXHIBIT M)
- testimony from Bosserman (EXHIBIT N)
- testimony from Moss (EXHIBIT O)

100 CHAIR STARR: adjourns the meeting at 9:30 p.m.

Submitted by, Reviewed by,

Pamela Berger Tom Mann
Committee Assistant Committee Administrator

EXHIBIT SUMMARY:

- A - HB 2082 - testimony - Isham - 7 pp
- B - HB 2082 - testimony - Radebaugh - 2 pp
- C - HB 3340 - testimony - J. Esch - 2 pp
- D - HB 3340 - testimony - Green - 2 pp
- E - HB 3340 - testimony - Hamilton - 11 pp
- F - HB 3340 - testimony - Hahn - 2 pp
- G - HB 3340 - testimony - Gambee - 17 pp
- H - HB 3340 - testimony - Smith-Evans - 2 pp
- I - HB 3340 - testimony - Dart - 3 pp
- J - HB 3340 - BME disciplinary information - Gambee - staff - 16 pp
- K - HB 3340 - testimony - Hoffine - staff - 25 pp
- L - HB 3340 - testimony - OMA - staff - 2 pp
- M - HB 3340 - testimony - Bridgehouse - staff - 3 pp
- N - HB 3340 - testimony - Bosserman - staff - 3 pp
- O - HB 3340 - testimony - Moss - staff - 2 pp