

HOUSE COMMITTEE ON HEALTH CARE

March 30, 2009
3:00 PM

Hearing Room D & F

MEMBERS PRESENT: Rep. Mitch Greenlick, Chair
Rep. Chris Harker, Vice-Chair
Rep. Ron Maurer, Vice-Chair
Rep. Scott Bruun
Rep. Ben Cannon
Rep. Michael Dembrow
Rep. Chris Garrett
Rep. Bill Kennemer
Rep. Tina Kotek
Rep. Jim Thompson

MEASURES/ISSUES HEARD: HB 2376 – Work Session
HB 2468 – Work Session
SB 451 – Work Session
SB 452 – Work Session
SB 457 – Work Session
HB 2009 – Work Session

SENATE COMMITTEE ON HEALTH CARE AND VETERANS’ AFFAIRS

March 30, 2009
6:00 PM

Hearing Room F

MEMBERS PRESENT: Sen. Laurie Monnes-Anderson, Chair
Sen. Jeff Kruse, Vice-Chair
Sen. Alan Bates
Sen. Bill Morrisette

MEMBERS EXCUSED: Sen. Frank Morse

STAFF PRESENT: Robert Shook, Committee Administrator
Sandy Thiele-Cirka, Committee Administrator
Lara Eads, Committee Assistant
Cassandra Strauch, Committee Assistant

This recording log is in compliance with Senate and House Rules. For complete contents, refer to the digital audio recording.

HHC

3/30/2009 3:12:25 PM

3:12:29 PM Meeting Called to Order
3:12:38 PM HB 2376 - Work Session
3:12:52 PM Rep. Carolyn Tomei, House District 41
3:13:04 PM {Exhibit} 1: Tomei
3:13:28 PM Chair Greenlick
3:15:15 PM Keith Dubanevich, Special Counsel to the Attorney General
3:18:57 PM Vice-Chair Maurer
3:19:12 PM Chair Greenlick
3:19:19 PM Vice-Chair Maurer
3:19:25 PM Dubanevich
3:19:31 PM Vice-Chair Maurer
3:19:33 PM Dubanevich
3:19:35 PM Chair Greenlick
3:19:40 PM Dubanevich
3:21:25 PM Chair Greenlick
3:21:32 PM Vice-Chair Maurer
3:21:46 PM Dubanevich
3:21:51 PM Vice-Chair Maurer
3:21:54 PM Dubanevich
3:21:57 PM Vice-Chair Maurer
3:22:25 PM Dubanevich
3:23:19 PM Vice-Chair Maurer
3:23:38 PM Dubanevich
3:23:52 PM Chair Greenlick
3:24:00 PM Dubanevich
3:24:14 PM Chair Greenlick
3:24:25 PM Dubanevich
3:24:29 PM Chair Greenlick
3:24:33 PM Dubanevich
3:25:00 PM Chair Greenlick
3:25:08 PM Dubanevich
3:25:23 PM Chair Greenlick
3:25:49 PM Dubanevich
3:26:37 PM Chair Greenlick
3:26:39 PM Dubanevich
3:26:47 PM Chair Greenlick
3:27:13 PM Dubanevich
3:27:32 PM Chair Greenlick
3:27:34 PM Dubanevich
3:27:40 PM Chair Greenlick

3:27:52 PM Dubanevich
3:28:00 PM Chair Greenlick
3:28:01 PM Dubanevich
3:28:44 PM Chair Greenlick
3:29:39 PM Dubanevich
3:29:59 PM Chair Greenlick
3:30:14 PM Dubanevich
3:30:16 PM Chair Greenlick
3:30:22 PM Rep. Garrett
3:30:41 PM Dubanevich
3:31:03 PM Chair Greenlick
3:31:58 PM Dubanevich
3:32:43 PM Chair Greenlick
3:32:47 PM Rep. Garrett
3:32:57 PM Chair Greenlick
3:33:21 PM Rep. Garrett
3:33:38 PM Dubanevich
3:34:00 PM Chair Greenlick
3:34:04 PM Rep. Kennemer
3:34:13 PM Dubanevich
3:34:45 PM Rep. Kennemer
3:35:08 PM Dubanevich
3:35:44 PM Chair Greenlick
3:35:50 PM Vice-Chair Maurer
3:36:38 PM Dubanevich
3:37:22 PM Vice-Chair Maurer
3:37:51 PM Rep. Kotek
3:38:07 PM Dubanevich
3:38:27 PM Chair Greenlick
3:38:35 PM Dubanevich
3:38:52 PM Chair Greenlick
3:38:58 PM Vice-Chair Maurer
3:39:18 PM Dubanevich
3:40:18 PM Chair Greenlick
3:40:24 PM HB 2468 - Work Session
3:40:44 PM Jim Gardner, Lobbyist, Pharmaceutical Research and
Manufacturers of America
3:40:44 PM {Exhibit} 2: Gardner
3:41:23 PM Tom Powers, Legislative Director to Representative Mitch Greenlick
3:41:34 PM {Exhibit} 3-4: Powers
3:43:27 PM Chair Greenlick
3:43:45 PM Powers
3:44:37 PM Chair Greenlick
3:44:41 PM Rep. Tomei
3:44:59 PM Powers
3:45:36 PM Rep. Tomei

3:45:43 PM Powers
3:46:08 PM Rep. Tomei
3:46:11 PM Rep. Kotek
3:46:26 PM Powers
3:46:28 PM Rep. Kotek
3:46:31 PM Chair Greenlick
3:46:34 PM Rep. Kotek
3:46:36 PM Powers
3:47:20 PM Rep. Kotek
3:47:24 PM Powers
3:47:29 PM Chair Greenlick
3:47:40 PM Powers
3:47:43 PM Chair Greenlick
3:47:47 PM Rep. Bruun
3:48:12 PM Powers
3:48:33 PM Chair Greenlick
3:48:49 PM Rep. Kennemer
3:49:06 PM Chair Greenlick
3:49:59 PM Vice-Chair Maurer
3:50:16 PM Chair Greenlick
3:50:24 PM Rep. Garrett
3:50:30 PM Chair Greenlick
3:50:33 PM Rep. Garrett
3:50:36 PM Chair Greenlick
3:50:42 PM Rep. Garrett
3:50:46 PM Chair Greenlick
3:51:16 PM Vice-Chair Harker
3:51:19 PM Chair Greenlick
3:51:24 PM Rep. Kotek
3:52:09 PM Chair Greenlick
3:52:12 PM Rep. Garrett
3:52:40 PM Chair Greenlick
3:53:14 PM Rep. Kotek
3:53:32 PM Chair Greenlick
3:53:57 PM Rep. Kotek
3:54:00 PM Chair Greenlick
3:54:03 PM Rep. Kennemer
3:54:47 PM Chair Greenlick
3:54:48 PM Rep. Kennemer
3:55:53 PM Chair Greenlick
3:56:03 PM Rep. Kennemer
3:56:42 PM Chair Greenlick
3:56:46 PM Rep. Kennemer
3:56:54 PM Rep. Garrett
3:57:00 PM Rep. Tomei
3:57:38 PM Rep. Kennemer

3:58:08 PM Chair Greenlick
3:58:24 PM Rep. Kennemer
3:58:30 PM Chair Greenlick
3:58:43 PM Rep. Bruun
4:01:35 PM Chair Greenlick
4:04:08 PM Rep. Bruun
4:04:54 PM Chair Greenlick
4:05:45 PM Rep. Thompson
4:05:49 PM Chair Greenlick
4:05:51 PM Rep. Thompson
4:07:28 PM Chair Greenlick
4:07:29 PM Rep. Thompson
4:08:36 PM Chair Greenlick
4:08:38 PM Rep. Thompson
4:09:07 PM Chair Greenlick
4:09:09 PM Rep. Thompson
4:09:41 PM Chair Greenlick
4:09:43 PM Rep. Thompson
4:09:52 PM Chair Greenlick
4:10:08 PM Rep. Garrett
4:10:21 PM Keith Dubanevich, Special Counsel to the Attorney General
4:10:28 PM Rep. Garrett
4:11:15 PM Dubanevich
4:12:17 PM Rep. Garrett
4:13:10 PM Chair Greenlick
4:15:02 PM Sandy Thiele-Cirka, Committee Administrator
4:15:07 PM Chair Greenlick
4:15:11 PM Thiele-Cirka
4:15:18 PM Chair Greenlick
4:15:18 PM MOTION: Sen. Harker moves -1 amendments
4:15:29 PM Chair Greenlick
4:15:33 PM VOTE: 10-0-0
4:15:33 PM Ayes: Reps. Bruun, Cannon, Dembrow, Garrett, Harker, Kennemer, Kotek, Maurer, Thompson, Greenlick
4:15:36 PM MOTION: Sen. Harker moves -2 amendments
4:15:45 PM VOTE: 10-0-0
4:15:45 PM Ayes: Reps. Bruun, Cannon, Dembrow, Garrett, Harker, Kennemer, Kotek, Maurer, Thompson, Greenlick
4:15:46 PM Chair Greenlick
4:15:55 PM MOTION: Rep. Harker moves HB 2468 DO PASS as AMENDED & REFER to Ways and Means
4:16:33 PM Meeting Recessed
4:18:03 PM Meeting Reconvened
4:18:04 PM Chair Greenlick
4:18:13 PM VOTE: 6-4-0
4:18:13 PM Ayes: Reps. Cannon, Dembrow, Garrett, Harker, Kotek, Greenlick;

Nays: Reps. Bruun, Kennemer, Maurer, Thompson
4:18:52 PM Chair Greenlick
4:19:01 PM HB 2376 - Work Session
4:19:23 PM MOTION: Vice-Chair Harker moves to the RULES BE
SUSPENDED for the purpose of reconsidering HB 2376
4:19:29 PM Chair Greenlick
4:19:40 PM Vice-Chair Maurer
4:19:49 PM Chair Greenlick
4:19:56 PM Rep. Kennemer
4:20:02 PM Chair Greenlick
4:20:33 PM Vice-Chair Maurer
4:20:44 PM Meeting Recessed
4:20:54 PM Meeting Reconvened
4:20:54 PM Chair Greenlick
4:20:59 PM VOTE: 10-0-0
4:20:59 PM Ayes: Reps. Bruun, Cannon, Dembrow, Garrett, Harker, Kennemer,
Kotek, Maurer, Thompson, Greenlick
4:21:03 PM MOTION: Vice-Chair Harker moves to RECONSIDER the vote on
HB 2376 -2 Amendments
4:21:22 PM Chair Greenlick
4:21:36 PM VOTE:10-0-0
4:21:38 PM Ayes: Reps. Bruun, Cannon, Dembrow, Garrett, Harker, Kennemer,
Kotek, Maurer, Thompson, Greenlick
4:21:42 PM Chair Greenlick
4:21:44 PM MOTION: Vice-Chair Harker moves -3 amendments
4:22:04 PM Chair Greenlick
4:22:11 PM VOTE: 10-0-0
4:22:11 PM Ayes: Reps. Bruun, Cannon, Dembrow, Garrett, Harker, Kennemer,
Kotek, Maurer, Thompson, Greenlick
4:22:16 PM MOTION: Vice-Chair Harker moves HB 2376 DO PASS as
AMENDED & REFER to Ways and Means by prior reference
4:22:29 PM Chair
4:22:35 PM Rep. Garrett
4:23:00 PM Chair Greenlick
4:23:04 PM VOTE: 6-4-0
4:23:04 PM Ayes: Reps. Cannon, Dembrow, Garrett, Harker, Kotek, Greenlick;
Nays: Reps. Bruun, Kennemer, Maurer, Thompson
4:23:35 PM Chair Greenlick
4:24:15 PM HB 2009 - Work Session
4:24:16 PM Chair Greenlick
4:27:06 PM Rep. Cannon
4:27:10 PM Chair Greenlick
4:27:44 PM Representative Michael Dembrow, House District 45
4:27:44 PM {Exhibit} 5: Dembrow
4:38:56 PM Chair Greenlick
4:39:11 PM Rep. Dembrow

4:41:00 PM Chair Greenlick
4:41:12 PM Rep. Dembrow
4:42:12 PM Chair Greenlick
4:43:12 PM Vice-Chair Maurer
4:43:15 PM Chair Greenlick
4:43:27 PM Sandy Thiele-Cirka, Committee Administrator
4:43:31 PM Chair Greenlick
4:43:53 PM Meeting Recessed
5:49:01 PM Chair Monnes Anderson calls Senate Committee on Health Care and Veterans' Affairs to order
5:49:24 PM Chair Greenlick reconvenes House Committee on Health Care
5:49:28 PM Chair Monnes-Anderson
5:49:29 PM SB 451 - Work Session
5:49:29 PM SB 452 - Work Session
5:49:29 PM SB 457 - Work Session
5:49:29 PM {Exhibit} 6-10: Monnes-Anderson
5:50:34 PM Jeanene Smith, Administrator, Office of Health Policy and Research
5:51:26 PM Ree Sailors, Health Care Policy Advisor, Governor's Office
5:52:38 PM Vice-Chair Kruse
5:53:06 PM Chair Greenlick
5:53:12 PM Sailors
5:53:58 PM Chair Monnes-Anderson
5:54:11 PM Sailors
5:54:29 PM Chair Monnes-Anderson
5:54:31 PM Smith
5:56:50 PM Chair Monnes-Anderson
5:57:11 PM Vice-Chair Kruse
5:57:14 PM Chair Monnes-Anderson
5:58:03 PM HB 2009 - Work Session
5:58:10 PM Chair Greenlick
6:01:09 PM Bruce Goldberg, Director, Department of Human Services
6:01:09 PM {Exhibit} 11: Goldberg
6:01:22 PM Kerry Barnett, Executive Vice President, Regence Blue Cross/Blue Shield, Oregon
6:01:43 PM Tim Nesbitt, Deputy Chief of Staff, Governor Ted Kulongoski
6:01:43 PM {Exhibit} 12: Nesbitt
6:01:50 PM Goldberg
6:05:18 PM Vice-Chair Kruse
6:05:28 PM Goldberg
6:11:25 PM Chair Monnes-Anderson
6:11:28 PM Sen. Bates
6:11:47 PM Goldberg
6:13:13 PM Barnett
6:14:04 PM Chair Monnes-Anderson
6:14:13 PM Goldberg

6:14:42 PM Chair Greenlick
6:15:00 PM Goldberg
6:17:44 PM Vice-Chair Kruse
6:17:49 PM Goldberg
6:25:23 PM Rep. Kennemer
6:25:34 PM Goldberg
6:26:04 PM Rep. Kennemer
6:26:07 PM Goldberg
6:26:24 PM Chair Monnes-Anderson
6:26:42 PM Goldberg
6:27:04 PM Chair Greenlick
6:27:08 PM Goldberg
6:27:16 PM Rep. Bruun
6:27:31 PM Goldberg
6:28:58 PM Chair Greenlick
6:29:05 PM Rep. Bruun
6:29:18 PM Goldberg
6:29:40 PM Chair Greenlick
6:29:43 PM Goldberg
6:31:17 PM Barnett
6:36:01 PM Rep. Dembrow
6:36:14 PM Chair Greenlick
6:36:21 PM Barnett
6:36:47 PM Chair Greenlick
6:36:54 PM Barnett
6:36:58 PM Chair Greenlick
6:37:07 PM Barnett
6:37:16 PM Nesbitt
6:51:44 PM Chair Greenlick
6:51:49 PM Nesbitt
6:52:14 PM Chair Monnes-Anderson
6:53:03 PM Chair Greenlick
6:53:08 PM Barnett
6:54:39 PM Chair Monnes-Anderson
6:54:52 PM Barnett
6:55:11 PM Sen. Bates
6:56:33 PM Goldberg
6:57:30 PM Rep. Kennemer
6:57:37 PM Goldberg
6:57:50 PM Rep. Kennemer
6:57:53 PM Goldberg
6:58:23 PM Rep. Kennemer
6:58:26 PM Goldberg
6:58:32 PM Chair Greenlick
6:58:37 PM Vice-Chair Maurer
6:59:28 PM Barnett

7:00:15 PM Chair Greenlick
7:00:32 PM Vice-Chair Maurer
7:01:09 PM Chair Greenlick
7:01:10 PM Vice-Chair Maurer
7:01:12 PM Chair Greenlick
7:01:20 PM Sen. Bates
7:01:43 PM Goldberg
7:01:45 PM Sen. Bates
7:02:03 PM Chair Greenlick
7:02:18 PM Vice-Chair Harker
7:02:45 PM Goldberg
7:02:55 PM Vice-Chair Harker
7:02:58 PM Goldberg
7:03:30 PM Nesbitt
7:04:46 PM Chair Greenlick
7:04:48 PM Sen. Bates
7:05:39 PM Chair Greenlick
7:06:09 PM Barnett
7:12:14 PM Dan Field, Director of External Affairs, Kaiser Permanente
7:12:14 PM {Exhibit} 13: Field
7:17:40 PM Chair Greenlick
7:17:46 PM Field
7:20:33 PM Steve Doty, Member, Oregon Association of Health Underwriters
7:24:38 PM Chair Greenlick
7:25:13 PM Tim Gauthier, Executive Manager, National Electrical Contractors Association, Oregon Chapter
7:25:26 PM Tom Chamberlain, President, American Federations of Labor - Congress of Industrial Organizations, Oregon
7:25:26 PM {Exhibit} 14: Chamberlain
7:29:08 PM Chair Greenlick
7:29:14 PM Chamberlain
7:31:08 PM Rick Bennett, Director of Governmental Relations, American Association of Retired Persons, Oregon
7:33:32 PM Chair Monnes-Anderson
7:33:53 PM Chair Greenlick
7:35:00 PM Joe Zaerr, Member, Mid-Valley Health Care Advocates
7:35:00 PM {Exhibit} 15: Zaerr
7:38:27 PM Arthur Towers, Political Director, Service Employees Union International, Local 503
7:39:57 PM Ellen Pinney, Executive Director, Oregon Health Action Campaign
7:42:01 PM Chair Monnes-Anderson
7:42:04 PM Pinney
7:42:09 PM Chair Greenlick
7:42:34 PM Dave Moffenbeier, Founder, VenCore Technology
7:45:21 PM {Exhibit} 16: Worcester
7:45:21 PM John Worcester, Health Policy Committee, Associated Oregon

Industries

- 7:47:32 PM** Kelsey Wood, Insurance Agent, Roseburg, Oregon
7:47:32 PM {Exhibit} 17: Wood
7:50:49 PM Chair Greenlick
7:51:17 PM Jennifer Schmidt, President and CEO, A & I Benefit Plan Administrators
7:51:17 PM {Exhibit} 18: Schmidt
7:55:22 PM Bob Shiprack, Executive Secretary, Oregon State Building and Construction Trades Council
7:55:41 PM Chair Greenlick
7:55:43 PM Shiprack
7:58:31 PM Chair Greenlick
7:58:55 PM Vice-Chair Harker
7:59:27 PM Chair Greenlick
7:59:52 PM Ellen Lowe, Community Advocate, Oregon Association of Hospital and Health Systems
8:03:55 PM Chair Greenlick
8:03:56 PM Lowe
8:03:59 PM Chair Monnes-Anderson
8:04:01 PM Lowe
8:04:16 PM Jim Graham, Owner, Graham Aviation, Salem, Oregon
8:07:11 PM Dave Ezell, Co-owner, CoEnergy Propane, LLC
8:07:11 PM {Exhibit} 19: Ezell
8:10:09 PM Chair Greenlick
8:10:42 PM Patrick Maloney, Owner, Tice Electric Company, Portland, Oregon
8:11:30 PM Cherry Harris, Representative, Operating Engineers, Local 701
8:11:30 PM {Exhibit} 20: Harris
8:14:43 PM Pete Savage, Regional Manager, Pacific Northwest Regional Council of Carpenters
8:16:53 PM Chair Greenlick
8:17:20 PM Doug Davidson, Owner, Principal and Vice President, AKT Services, Salem, Oregon
8:19:00 PM Dirk Moeller, Manager, Business Connections
8:21:57 PM Chair Greenlick
8:22:32 PM Tim Nicol, Business Manager, International Brotherhood of Electrical Workers, Local 280
8:23:25 PM Terry Hatch, Executive Manager, National Electrical Contractors Association
8:25:04 PM Chair Greenlick
8:25:09 PM Rep. Nolan
8:25:41 PM Nicol
8:26:05 PM Chair Monnes-Anderson
8:26:12 PM Rep. Dembrow
8:26:33 PM Hatch
8:27:00 PM Chair Greenlick
8:27:33 PM Chair Monnes-Anderson

- 8:27:54 PM** Rep. Kotek
- 8:28:00 PM** The following written testimony was submitted without public testimony:
- 8:28:00 PM** {Exhibit} 21: Jonathan Williams, Government Affairs Manager, Intel Oregon
- 8:28:00 PM** {Exhibit} 22: Lix Baxter, Executive Director, The Archimedes Movement
- 8:28:00 PM** {Exhibit} 23: Mike Beilstein, City Council Member, Corvallis, Oregon
- 8:28:03 PM** Chair Monnes-Anderson adjourns the Senate Committee on Health Care and Veterans' Affairs
- 8:28:06 PM** Chair Greenlick adjourns the House Committee on Health Care
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HHC

3/30/2009 3:12:25 PM

- 3:13:04 PM {Exhibit} 1: HB 2376, -3 amendment, staff, 13 pp
 - 3:40:44 PM {Exhibit} 2: HB 2468, requested information, Jim Gardner, 6 pp
 - 3:41:34 PM {Exhibit} 3: HB 2468, -2 amendment, staff, 1 p
 - 3:41:34 PM {Exhibit} 4: HB 2468, -2 amendment, staff, 1 p
 - 4:27:44 PM {Exhibit} 5: HB 2009, written testimony, Michael Dembrow, 6 pp
 - 5:49:29 PM {Exhibit} 6: SB 451, -1 amendment, staff, 1 p
 - 5:49:29 PM {Exhibit} 7: SB 451, -2 amendment, staff, 1 p
 - 5:49:29 PM {Exhibit} 8: SB 452, -1 amendment, staff, 2 pp
 - 5:49:29 PM {Exhibit} 9: SB 452, -2 amendment, staff, 2 pp
 - 5:49:29 PM {Exhibit} 10: SB 457, -1 amendment, staff, 2 pp
 - 6:01:09 PM {Exhibit} 11: HB 2009, Premium and Claims Tax Presentation, Bruce Goldberg, 9 pp
 - 6:01:43 PM {Exhibit} 12: HB 2009, written testimony, Tim Nesbitt, 5 pp
 - 7:12:14 PM {Exhibit} 13: HB 2009, informational packet, Dan Field, 24 pp
 - 7:25:26 PM {Exhibit} 14: HB 2009, written testimony, Tom Chamberlain, 1 p
 - 7:35:00 PM {Exhibit} 15: HB 2009, written testimony, Joe Zaerr, 1 p
 - 7:45:21 PM {Exhibit} 16: HB 2009, Health Policy Principles, John Worcester, 2 pp
 - 7:47:32 PM {Exhibit} 17: HB 2009, written testimony, Kelsey Wood, 1 p
 - 7:51:17 PM {Exhibit} 18: HB 2009, written testimony, Jennifer Schmidt, 8 pp
 - 8:07:11 PM {Exhibit} 19: HB 2009, written testimony, Dave Ezell, 1 p
 - 8:11:30 PM {Exhibit} 20: HB 2009, written testimony, Cherry Harris, 1 p
 - 8:28:00 PM {Exhibit} 21: HB 2009, written testimony, Jonathan Williams, 2 pp
 - 8:28:00 PM {Exhibit} 22: HB 2009, written testimony, Lix Baxter, 2 pp
 - 8:28:00 PM {Exhibit} 23: HB 2009, written testimony, Mike Beilstein, 11 pp
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