

## **SENATE COMMITTEE ON HEALTH CARE AND VETERANS' AFFAIRS**

**May 26, 2009  
8:00 A.M.**

**Hearing Room B**

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

**STAFF PRESENT:**         **Robert Shook, Committee Administrator**  
                                  **Cassandra Strauch, Committee Assistant**

**Measures/Issues Heard:**   **Obesity – Informational Meeting**  
                                  **HB 2726 B – Public Hearing and Work Session**  
                                  **HB 3418 A – Public Hearing and Work Session**  
                                  **HB 2589 – Work Session**  
                                  **HB 2058 A – Work Session**  
                                  **HB 2194 A – Work Session**  
                                  **HB 2059 A – Work Session**  
                                  **HB 2702 A – Public Hearing**

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

## SHCVA

5/26/2009 8:02:31 AM

8:02:34 AM Meeting Called to Order  
8:03:13 AM Obesity - Informational Meeting  
8:03:40 AM Bruce Goldberg, Director, Department of Human Services  
8:03:46 AM {Exhibit} 1: Goldberg  
8:11:31 AM Sen. Margaret Carter, Senate District 22  
8:16:35 AM Chair Monnes Anderson  
8:17:08 AM Sen. Carter  
8:17:47 AM Chair Monnes Anderson  
8:18:22 AM Goldberg  
8:21:32 AM Sen. Carter  
8:22:09 AM Chair Monnes Anderson  
8:22:11 AM Vice-Chair Kruse  
8:22:49 AM Goldberg  
8:23:47 AM Vice-Chair Kruse  
8:25:25 AM Chair Monnes Anderson  
8:25:48 AM HB 2726 B - Public Hearing  
8:25:55 AM Robert Shook, Committee Administrator  
8:26:07 AM Chair Monnes Anderson  
8:26:25 AM Rep. Tina Kotek, House District 44  
8:26:26 AM {Exhibit} 2: Kotek  
8:29:29 AM Chair Monnes Anderson  
8:29:36 AM Mary Lou Hennrich, Legislative Chair, Menu Labeling Work Group  
8:29:40 AM {Exhibit} 3: Hennrich  
8:33:11 AM Chair Monnes Anderson  
8:33:16 AM Sen. Morse  
8:33:41 AM Hennrich  
8:36:28 AM Sen. Bates  
8:38:17 AM Rep. Kotek  
8:39:04 AM Hennrich  
8:39:42 AM Sen. Bates  
8:40:04 AM Chair Monnes Anderson  
8:40:37 AM Mel Rader, Project Director, Upstream Public Health  
8:40:39 AM {Exhibit} 4: Rader  
8:42:16 AM Mel Kohn, MD, Acting Director, Public Health Division, Department  
of Human Services  
8:50:45 AM Chair Monnes Anderson  
8:51:50 AM Bill Perry, Oregon Restaurant Association  
8:54:17 AM {Exhibit} 5: Perry  
8:55:28 AM Chair Monnes Anderson

**8:55:39 AM** The following written testimony was submitted for the record without public testimony:

**8:55:40 AM** {Exhibit} 6: Sally Spaid Norby, Executive Director, American Diabetes Association

**8:55:52 AM** {Exhibit} 7: Linda Fleming, Executive Director, Coalition of Local Health Officials

**8:56:04 AM** HB 2726 B - Work Session

**8:56:10 AM** MOTION: Sen. Kruse moves HB 2726 B DO PASS

**8:56:21 AM** Vice-Chair Kruse

**8:57:00 AM** Sen. Bates

**8:57:45 AM** Sen. Morse

**8:58:35 AM** Sen. Morrisette

**8:59:18 AM** VOTE: 4-1-0

**8:59:32 AM** Ayes: Bates, Morrisette, Morse, Monnes Anderson; Nay: Kruse

**8:59:34 AM** CARRIER: SEN. BATES and SEN. MORRISETE will lead discussion on the floor

**8:59:47 AM** HB 3418 A - Public Hearing

**8:59:53 AM** Robert Shook, Committee Administrator

**9:00:12 AM** Chair Monnes Anderson

**9:00:41 AM** Martin Taylor, Care Oregon

**9:02:42 AM** Chair Monnes Anderson

**9:02:53 AM** Taylor

**9:03:39 AM** Gil Munoz, CEO, Virginia Garcia Memorial Health Center

**9:10:11 AM** Sen. Bates

**9:11:58 AM** Sen. Morse

**9:12:08 AM** Sen. Bates

**9:12:09 AM** Chair Monnes Anderson

**9:12:12 AM** Sen. Morse

**9:15:11 AM** Chair Monnes Anderson

**9:15:41 AM** Sandy Wood, Legislative Coordinator, Division of Medical Assistance Programs, Oregon Department of Human Services

**9:15:47 AM** {Exhibit} 8: Wood

**9:17:00 AM** Chair Monnes Anderson

**9:17:18 AM** Sen. Morse

**9:18:08 AM** Andi Miller, Senior Policy Analyst, Oregon Business Association

**9:18:55 AM** {Exhibit} 9: Miller

**9:19:12 AM** HB 3418 A - Work Session

**9:19:21 AM** MOTION: Sen. Kruse moves HB 3418 A DO PASS

**9:19:33 AM** Vice-Chair Kruse

**9:19:44 AM** Sen. Bates

**9:20:15 AM** Chair Monnes Anderson

**9:20:16 AM** Sen. Bates

**9:20:40 AM** MOTION: Sen. Kruse Withdraws his MOTION

**9:20:51 AM** Chair Monnes Anderson

**9:21:04 AM** Jeanene Smith, Administrator, Office of Health Policy and Research

9:23:20 AM Chair Monnes Anderson  
9:24:26 AM HB 2589 - Work Session  
9:24:36 AM Robert Shook, Committee Administrator  
9:25:11 AM Chair Monnes Anderson  
9:25:14 AM HB 2058 A - Work Session  
9:25:36 AM Robert Shook, Committee Administrator  
9:26:39 AM Chair Monnes Anderson  
9:27:55 AM Marissa James, Legislative Counsel  
9:27:56 AM {Exhibit} 10: James  
9:28:09 AM Chair Monnes Anderson  
9:28:30 AM James  
9:28:35 AM Chair Monnes Anderson  
9:28:41 AM James  
9:28:43 AM Chair Monnes Anderson  
9:29:30 AM James  
9:29:33 AM Chair Monnes Anderson  
9:30:03 AM Shook  
9:30:08 AM James  
9:30:25 AM Shook  
9:30:28 AM Chair Monnes Anderson  
9:30:33 AM James  
9:30:51 AM Chair Monnes Anderson  
9:31:10 AM James  
9:31:22 AM Chair Monnes Anderson  
9:31:23 AM Shook  
9:31:33 AM James  
9:31:39 AM Chair Monnes Anderson  
9:32:21 AM HB 2194 A – Work Session  
9:32:38 AM Robert Shook, Committee Administrator  
9:33:03 AM Chair Monnes Anderson  
9:33:44 AM Sen. Morse  
9:34:32 AM Chair Monnes Anderson  
9:34:56 AM Rocky King, Administrator, Oregon Medical Insurance Pool  
9:35:28 AM Chair Monnes Anderson  
9:35:39 AM King  
9:37:06 AM Sen. Morse  
9:38:02 AM Chair Monnes Anderson  
9:38:42 AM Vice-Chair Kruse  
9:39:07 AM King  
9:40:03 AM Vice-Chair Kruse  
9:40:15 AM King  
9:40:17 AM Vice-Chair Kruse  
9:41:57 AM Sen. Morse  
9:42:27 AM Chair Monnes Anderson  
9:42:46 AM Vice-Chair Kruse  
9:43:02 AM Chair Monnes Anderson

**9:43:04 AM** MOTION: Sen. Kruse moves -A4 amendments  
**9:43:11 AM** VOTE: 2-3-0  
**9:43:28 AM** Ayes: Morse, Kruse; Nays: Bates, Morrisette, Monnes Anderson  
**9:43:34 AM** Chair Monnes Anderson  
**9:43:39 AM** MOTION: Sen. Kruse moves HB 2194 A DO PASS as AMENDED  
**9:43:48 AM** Chair Monnes Anderson  
**9:43:54 AM** VOTE: 3-2-0  
**9:44:07 AM** Ayes: Bates, Morrisette, Monnes Anderson; Nays: Morse, Kruse  
**9:44:12 AM** CARRIER: SEN. MONNES ANDERSON will lead discussion on the floor  
**9:44:22 AM** Vice-Chair Kruse  
**9:44:25 AM** Chair Monnes Anderson  
**9:44:52 AM** HB 2059 A - Work Session  
**9:44:59 AM** Robert Shook, Committee Administrator  
**9:45:30 AM** Chair Monnes Anderson  
**9:46:22 AM** HB 2702 A - Public Hearing  
**9:46:25 AM** Robert Shook, Committee Administrator  
**9:46:37 AM** Chair Monnes Anderson  
**9:46:46 AM** Shook  
**9:47:22 AM** Chair Monnes Anderson  
**9:47:48 AM** Meeting Recessed  
**3:35:31 PM** Meeting Reconvened  
**3:35:40 PM** HB 3418 A - Work Session  
**3:35:47 PM** MOTION: Sen. Kruse moves HB 3418 A DO PASS  
**3:35:57 PM** Chair Monnes Anderson  
**3:36:08 PM** VOTE: 4-0-1  
**3:36:19 PM** Ayes: Morrisette, Morse, Kruse, Monnes Anderson; Excused: Bates  
**3:36:20 PM** CARRIER: SEN. MONNES ANDERSON will lead discussion on the floor  
**3:36:42 PM** HB 2059 A - Work Session  
**3:37:41 PM** MOTION: Sen. Kruse moves - A8 amendments  
**3:37:49 PM** Chair Monnes Anderson  
**3:37:56 PM** VOTE: 4-0-1  
**3:37:58 PM** Ayes: Morrisette, Morse, Kruse, Monnes Anderson; Excused: Bates  
**3:38:05 PM** MOTION: Sen. Kruse moves - A9 amendments  
**3:38:11 PM** Chair Monnes Anderson  
**3:38:15 PM** VOTE: 4-0-1  
**3:38:22 PM** Ayes: Morrisette, Morse, Kruse, Monnes Anderson; Excused: Bates  
**3:38:28 PM** MOTION: Sen. Kruse moves - A11 amendments  
**3:38:38 PM** Chair Monnes Anderson  
**3:38:41 PM** VOTE: 4-0-1  
**3:38:44 PM** Ayes: Morrisette, Morse, Kruse, Monnes Anderson; Excused: Bates  
**3:38:49 PM** MOTION: Sen. Kruse moves HB 2059 A DO PASS as AMENDED  
**3:38:55 PM** Chair Monnes Anderson  
**3:39:07 PM** VOTE: 4-0-1  
**3:39:11 PM** Ayes: Morrisette, Morse, Kruse, Monnes Anderson; Excused: Bates

**3:39:41 PM** Vice-Chair Kruse  
**3:39:48 PM** Morrisette  
**3:39:50 PM** Chair Monnes Anderson  
**3:39:50 PM** CARRIER: SEN. MORRISETTE will lead discussion on the floor  
**3:39:55 PM** HB 2058 A - Work Session  
**3:40:21 PM** Vice-Chair Kruse  
**3:40:22 PM** Chair Monnes Anderson  
**3:40:43 PM** MOTION: Sen. Kruse moves - A12 amendments  
**3:40:49 PM** Chair Monnes Anderson  
**3:40:56 PM** VOTE: 4-0-1  
**3:40:58 PM** Ayes: Morrisette, Morse, Kruse, Monnes Anderson; Excused: Bates  
**3:41:17 PM** MOITION: Sen. Kruse moves HB 2058 A DO PASS as AMENDED  
**3:41:25 PM** Chair Monnes Anderson  
**3:41:33 PM** Vice-Chair Kruse  
**3:41:56 PM** VOTE: 4-1-0  
**3:42:27 PM** Ayes: Bates, Morrisette, Morse, Monnes Anderson; Nay: Kruse  
**3:42:29 PM** CARRIER: SEN. MONNES ANDERSON will lead discussion on the floor  
**3:43:00 PM** HB 2702 A - Public Hearing  
**3:43:05 PM** Robert Shook, Committee Administrator  
**3:43:07 PM** Cassandra Strauch, Committee Assistant  
**3:43:16 PM** Chair Monnes Anderson  
**3:44:37 PM** Shook  
**3:44:39 PM** Chair Monnes Anderson  
**3:44:59 PM** Robin Henderson, Psychologist, Bend  
**3:45:02 PM** {Exhibit} 11: Henderson  
**3:45:46 PM** Chair Monnes Anderson  
**3:45:57 PM** Henderson  
**3:46:23 PM** Chair Monnes Anderson  
**3:46:43 PM** Henderson  
**3:46:54 PM** Chair Monnes Anderson  
**3:46:57 PM** Lara Smith, Oregon Psychological Association  
**3:47:17 PM** Chair Monnes Anderson  
**3:47:20 PM** Henderson  
**3:47:31 PM** Smith  
**3:47:32 PM** Chair Monnes Anderson  
**3:47:40 PM** Henderson  
**3:48:02 PM** Chair Monnes Anderson  
**3:48:18 PM** Smith  
**3:48:49 PM** Chair Monnes Anderson  
**3:48:57 PM** {Exhibit} 12: Monnes Anderson  
**3:48:58 PM** Smith  
**3:50:20 PM** Chair Monnes Anderson  
**3:50:32 PM** Smith  
**3:51:17 PM** Chair Monnes Anderson  
**3:51:31 PM** Henderson

3:51:48 PM Chair Monnes Anderson  
3:51:54 PM Henderson  
3:53:12 PM Chair Monnes Anderson  
3:53:21 PM Henderson  
3:53:32 PM Chair Monnes Anderson  
3:53:35 PM Henderson  
3:53:37 PM Sen. Bates  
3:53:51 PM Henderson  
3:54:32 PM Sen. Bates  
3:54:51 PM Henderson  
3:55:03 PM Sen. Morrisette  
3:55:24 PM Henderson  
3:55:43 PM Sen. Morrisette  
3:55:59 PM Henderson  
3:56:08 PM Sen. Morrisette  
3:56:17 PM Smith  
3:56:48 PM Chair Monnes Anderson  
3:57:30 PM Smith  
3:58:03 PM Chair Monnes Anderson  
3:58:18 PM Henderson  
3:58:33 PM Chair Monnes Anderson  
3:58:44 PM Henderson  
3:59:51 PM Smith  
4:00:12 PM Henderson  
4:00:25 PM Sen. Bates  
4:00:32 PM Henderson  
4:00:35 PM Sen. Bates  
4:00:38 PM Henderson  
4:00:42 PM Bates  
4:00:50 PM Henderson  
4:01:18 PM Sen. Bates  
4:01:26 PM Smith  
4:01:45 PM Henderson  
4:02:06 PM Chair Monnes Anderson  
4:02:18 PM Henderson  
4:03:35 PM Chair Monnes Anderson  
4:03:50 PM Henderson  
4:04:08 PM Chair Monnes Anderson  
4:04:13 PM Henderson  
4:04:27 PM Smith  
4:05:12 PM Sen. Bates  
4:05:26 PM Henderson  
4:06:37 PM Chair Monnes Anderson  
4:06:57 PM Henderson  
4:07:38 PM Chair Monnes Anderson  
4:08:04 PM Sen. Bates

4:08:16 PM Chair Monnes Anderson  
4:08:23 PM Sen. Bates  
4:08:39 PM Chair Monnes Anderson  
4:08:45 PM Henderson  
4:09:24 PM Henderson  
4:09:58 PM Chair Monnes Anderson  
4:10:04 PM Henderson  
4:10:45 PM Chair Monnes Anderson  
4:10:49 PM Henderson  
4:11:15 PM Chair Monnes Anderson  
4:11:17 PM Henderson  
4:14:20 PM Chair Monnes Anderson  
4:14:27 PM Sen. Morse  
4:15:00 PM Henderson  
4:15:47 PM Smith  
4:16:12 PM Sen. Morse  
4:16:34 PM Smith  
4:16:43 PM Sen. Morse  
4:17:18 PM Henderson  
4:18:05 PM Smith  
4:19:19 PM Sen. Morse  
4:19:51 PM Smith  
4:20:25 PM Chair Monnes Anderson  
4:20:46 PM Henderson  
4:22:26 PM Chair Monnes Anderson  
4:22:38 PM Henderson  
4:23:29 PM Chair Monnes Anderson  
4:23:33 PM Henderson  
4:23:48 PM Chair Monnes Anderson  
4:24:01 PM Henderson  
4:24:15 PM Smith  
4:24:57 PM Chair Monnes Anderson  
4:25:25 PM Henderson  
4:26:07 PM Sen. Bates  
4:26:48 PM Henderson  
4:27:22 PM Sen. Bates  
4:27:30 PM Sen. Morrisette  
4:28:54 PM Chair Monnes Anderson  
4:28:56 PM Sen. Morse  
4:29:18 PM Henderson  
4:30:05 PM Sen. Morse  
4:30:51 PM Sen. Bates  
4:31:49 PM Henderson  
4:32:11 PM Sen. Bates  
4:32:25 PM Henderson  
4:33:49 PM Smith



**4:35:00 PM** Chair Monnes Anderson  
**4:35:01 PM** Sen. Bates  
**4:35:25 PM** Henderson  
**4:35:31 PM** Smith  
**4:36:02 PM** Sen. Bates  
**4:38:15 PM** Chair Monnes Anderson  
**4:39:00 PM** John McCulley, Oregon Psychiatric Association  
**4:39:01 PM** {Exhibit} 13: McCulley  
**4:39:29 PM** Chair Monnes Anderson  
**4:39:42 PM** McCulley  
**4:39:58 PM** {Exhibit} 14: McCulley  
**4:43:48 PM** Chair Monnes Anderson  
**4:43:53 PM** McCulley  
**4:49:12 PM** Chair Monnes Anderson  
**4:49:58 PM** Chair Monnes Anderson  
**4:50:19 PM** Sen. Bates  
**4:51:19 PM** McCulley  
**4:51:33 PM** Sen. Morrisette  
**4:51:53 PM** Sen. Morse  
**4:52:00 PM** Chair Monnes Anderson  
**4:52:14 PM** Sen. Morse  
**4:53:37 PM** Chair Monnes Anderson  
**4:54:06 PM** Sen. Morse  
**4:54:24 PM** McCulley  
**4:54:47 PM** Chair Monnes Anderson  
**4:55:25 PM** Brain Temple, MD, Oregon Medical Association, Oregon Pediatric Society  
  
**5:02:38 PM** Chair Monnes Anderson  
**5:02:54 PM** Temple  
**5:03:14 PM** Chair Monnes Anderson  
**5:03:20 PM** Bill Dalton, MD, Trained Psychologist  
**5:09:47 PM** Chair Monnes Anderson  
**5:09:57 PM** Vice-Chair Kruse  
**5:10:27 PM** Chair Monnes Anderson  
**5:10:28 PM** The following written testimony was submitted for the record without public testimony:  
**5:10:28 PM** {Exhibit} 15: Robert Butler, Professor, Department of Pediatrics, Psychiatry, and Neurology, Oregon Health and Science University  
**5:10:29 PM** {Exhibit} 16: Kristen Klay, Resident, Salem  
**5:10:30 PM** {Exhibit} 17: Ortwin Knorr, Professor, Willamette University  
**5:10:31 PM** {Exhibit} 18: Karen Cormac-Jones, Resident, Salem  
**5:10:32 PM** Meeting Adjourned

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**SHCVA**

**5/26/2009 8:02:31 AM**

- 8:03:46 AM** {Exhibit} 1: Obesity, Task Force for Comprehensive Obesity Prevention Initiative Policy Recommendations, Bruce Goldberg, 21 pp
- 8:26:26 AM** {Exhibit} 2: HB 2726 B, written testimony, Tina Kotek, 3 pp
- 8:29:40 AM** {Exhibit} 3: HB 2726 B, written testimony, Mary Lou Hennrich, 3 pp
- 8:40:39 AM** {Exhibit} 4: HB 2726 B, written testimony, Mel Rader, 1 p
- 8:54:17 AM** {Exhibit} 5: HB 2726 B, written testimony, Bill Perry, 3 pp
- 8:55:40 AM** {Exhibit} 6: HB 2726 B, written testimony, Sally Spaid Norby, 1 p
- 8:55:52 AM** {Exhibit} 7: HB 2726 B, written testimony, Linda Fleming, 1 p
- 9:15:47 AM** {Exhibit} 8: HB 3418 A, written testimony, Sandy Wood, 1 p
- 9:18:55 AM** {Exhibit} 9: HB 3418 A, written testimony, Andi Miller, 1 p
- 9:27:56 AM** {Exhibit} 10: HB 2058 A, -A12 amendments, staff, 20 pp
- 3:45:02 PM** {Exhibit} 11: HB 2702 A, prepared testimony, Robin Henderson, 5 pp
- 3:48:57 PM** {Exhibit} 12: HB 2702 A, -A9 amendments, staff, 8 pp
- 4:39:01 PM** {Exhibit} 13: HB 2702 A, written testimony, John McCulley, 4 pp
- 4:39:58 PM** {Exhibit} 14: HB 2702 A, -A8 amendments, staff, 3 pp
- 5:10:28 PM** {Exhibit} 15: HB 2702 A, written testimony, Robert Butler, 1 p
- 5:10:29 PM** {Exhibit} 16: HB 2702 A, written testimony, Kristen Klay, 1 p
- 5:10:30 PM** {Exhibit} 17: HB 2702 A, written testimony, Ortwin Knorr, 1 p
- 5:10:31 PM** {Exhibit} 18: HB 2702 A, written testimony, Karen Cormac-Jones, 7 pp
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