

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Wednesday, January 11, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

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<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
	Organizational Meeting	

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COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Wednesday, January 11, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** Representative Blanksma

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m. A roll call attendance was taken. He then invited committee members to introduce themselves, including the committee page, **Ashton Erickson**.

**Chairman Vander Woude** said this is an electronic committee. He also described what is expected regarding committee decorum and RS introduction hearings. He clarified RS' do not need to be reviewed by the Senate or Governor before being submitted to the committee. **Vice Chairman Erickson** will chair the committee during Administrative Rules review.

Agencies, stated **Chairman Vander Woude**, are to submit annual performance reports. The Department of Health and Welfare's report is available and will be in the committee's icloud shared file for committee member review. He said this session will include a deep dive into budgets and a representative from the Legislative Services Office (LSO) will come before the committee to explain how the process works. This will be a big help as the committee looks at Medicaid expansion.

**Chairman Vander Woude** then assigned **Reps. Dixon (24)** and **Roberts** to be the proof readers for the committee's minutes.

Answering a question, **Chairman Vander Woude** explained the common courtesy of notifying a bill sponsor when a member plans to vote differently on the floor than they did in the committee meeting.

**ADJOURN:** There being no further business to come before the committee, the meet adjourned at 9:33 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Tuesday, January 17, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 29988</a>	Food Stamp Revolving Fund - Repeal	Rep. Redman
<a href="#">RS 29987</a>	Board of Pharmacy - Controlled Substances Update	Tim Frost, DOPL
<a href="#">RS 29910C1</a>	Board of Medicine - Supervision	Tim Frost
	Administrative Rules Presentation	Josh Scholer, Bureau Chief Div. of Financial Mgmt
<a href="#">16-0103-2201</a>	EMS - Agency Licensing	Wayne Denny, Bureau Chief Dept. of Health & Welfare
<a href="#">16-0106-2201</a>	EMS – Data Collection and Submission (Chapter Repeal)	Wayne Denny

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Tuesday, January 17, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Dixon (24)** made a motion to approve the minutes of the January 11, 2023, meeting. **Motion carried by voice vote.**

**RS 29988:** **Rep. Jordan Redman**, District 3, presented **RS 29988** to repeal an obsolete Title 56 chapter for the food stamp revolving fund which was created in 1941 and not used in the past forty-five years. Answering a question he said there are no other references to the revolving fund in Idaho Code.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 29988**. **Motion carried by voice vote.**

**RS 29987:** **Tim Frost**, Deputy Administrator, Division of Occupational and Professional Licenses (DOPL), presented **RS 29987** on behalf of the Board of Pharmacy. As a regulatory provision of the Uniform Controlled Substance Act updates have been made to mirror the federal controlled substance schedules. Multiple synthetic opioids are placed into Schedule I, a substance to treat insomnia is added to Schedule IV, and an anti-seizure medication is made part of Schedule V.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 29987**. **Motion carried by voice vote.**

**RS 29910C1:** **Tim Frost**, Deputy Administrator, DOPL, on behalf of the Board of Medicine, presented **RS 29910C1**, proposed legislation to remove an outdated supervision requirement, clean up definition language, remove an obsolete annual physician assistant advisory committee report, and properly reference the occupational licenses fund.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 29910C1**. **Motion carried by voice vote.**

**Chairman Vander Woude** put the committee at ease at 9:15 a.m. The committee was called to order at 9:27 a.m.

**Josh Scholer**, Bureau Chief, Regulatory and Legislative Affairs, Division of Financial Management (DFM), presented an overview of the legislative Administrative Rules review.

He explained any board, commission, or agency must have statutory authority before any rules can be promulgated. They must also follow the Administrative Procedures Act, which includes public comment parameters.

There are three types of rules: temporary, proposed, and pending. Temporary rules are in place within limitations. First drafts are proposed rules. Pending rules are the final draft which comes before the legislature.

Within the pending rules are two sub-types: fee and non-fee. Fee rules impose one or more fees and must be approved by a concurrent resolution in order to go into effect. Non-fee rules go into effect upon sine die, unless rejected.

**Mr. Scholer** described the rulemaking process, including formal and informal negotiating.

Responding to questions, he said a rule or section of rule not approved by the committee would revert back to the previous existing language. The committee has to accept or reject a rule in whole or in part. They are not able to add words or reject partial sentences.

Zero Based Regulation (ZBR) is an Executive Order established in 2020 and continues until 2026. A reduction tool built off of the Red Tape Reduction Act of 2019, it is used to simplify statute through clarification and removing duplicated or obsolete chapters. The agencies review the evidence behind the rule and analyze both the prospective and cost benefit. The process includes public meetings and publication of the prospective analysis. This is a step-by-step process, not a random reduction.

The legislative review authority is located in the Idaho Constitution, Article III, Section 29. It occurs every legislative session and provides another opportunity for the public and stakeholders to weigh in on the rules. The statute states any administrative rule, whether presented to the committee or not, can be reviewed. During such review, the legislature may approve or reject a rule, in whole or in part. Additionally, approval or rejection of a rule is not subject to gubernatorial veto. Unless extended, the rules expire every year by June 30.

Responding to committee questions, **Mr. Scholer** reiterated a single word cannot be rejected. In such a case, the entire subsection where the word is housed would have to be rejected. If a new rule chapter is rejected there is nothing to go into effect. If an existing chapter with changes is rejected in its entirety, the chapter reverts to what it was before the changes. Fee rules require both legislative bodies to agree through a concurrent resolution. A concurrent resolution is also used when rejecting a non-fee rule. Discussions continue regarding statute changes for this process.

Pending rules are not in effect without legislative approval. Temporary rules can go into effect immediately, with an effective date stipulation. There is a gentlemen's agreement additional rules are not created during the legislative session. This is because any temporary rule necessary during the session would probably not allow stakeholders and their representatives to voice concern, which is not transparent.

Answering further questions, **Mr. Scholer** said part of his division's process for vetting rules is asking if the changes have been proposed previously. If the response is affirmative a conversation begins on the reason for repeating the proposed changes. He further assured the committee he and his office are willing to meet with any member regarding any rule.

**Chairman Vander Woude** turned the gavel over to **Vice Chairman Erickson**.

**DOCKET NO.  
16-0103-2201:**

**Wayne Denny**, Bureau Chief, Bureau of Emergency Medical Services (EMS) and Preparedness, presented **Docket No. 16-0103-2201**, EMS Agency Licensure. The updates include adding verbatim sections moved from the data collection rule chapter and incorporation of the data collection standards manual. The changes align with the National EMS Information System.

**MOTION:** Rep. Chew made a motion to approve **Docket No. 16-0103-2201. Motion carried by voice vote.**

**DOCKET NO. 16-0106-2201:** **Wayne Denny**, Bureau Chief, Bureau of EMS and Preparedness, presented **Docket No. 16-0106-2201**. This is the repeal of the EMS data collection chapter. It will not impact state or EMS dedicated funds.

**MOTION:** **Rep. Mitchell** made a motion to approve **Docket No. 16-0106-2201. Motion carried by voice vote.**

**Vice Chairman Erickson** turned the gavel over to **Chairman Vander Woude**.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 10:24 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Wednesday, January 18, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
DOCKET NO	<u>Department of Health and Welfare</u>	
<a href="#">16-0418-2201</a>	Children's Agencies and Residential Licensing - New Chapter	Frede Teske, Program Manager
<a href="#">16-0601-2201</a>	Child and Family Services	Kaela Whitehead, Program Manager
<a href="#">16-0602-2201</a>	Child Care and Foster Care Licensing - Chapter Rewrite	Kaela Whitehead
<a href="#">16-0601-2202</a>	Child and Family Services	Julie Sevcik, Program Manager
<a href="#">16-0208-2201</a>	Vital Statistics Rules	James Aydelotte, Bureau Chief
<a href="#">16-0219-2201</a>	Idaho Food Code - Chapter Rewrite	Jerryd Samples, Program Manager

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

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Vice Chairman Erickson  
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Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Wednesday, January 18, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**Chairman Vander Woude** turned the gavel over to **Vice Chairman Erickson**.

**DOCKET NO. 16-0418-2201:** **Frede' Teske**, Program Manager, Therapeutic and Residential Program, Division of Licensing and Certification, Department of Health and Welfare (DHW), presented **Docket No. 16-0418-2201**. In order to reduce confusion by stakeholders, this new chapter separates programs licensed by the Division of Licensing and Certification from those licensed by the Division of Family and Community Services and the Division of Welfare. The content of the current Child Care Licensing chapter was used, reorganized, streamlined, and simplified. This chapter impacts children's agencies, children's therapeutic outdoor programs, children's residential care facilities, children's camps, and children's substance abuse treatment facilities licensed by this division.

**MOTION:** **Rep. Blanksma** made a motion to approve **Docket No. 16-0418-2201**. **Motion carried by voice vote.** **Rep. Gallagher** requested to be recorded as voting **NAY**.

**DOCKET NO. 16-0601-2201:** **Kaela Whitehead**, Program Specialist, DHW, Division of Family and Community Services, presented **Docket No. 16-0601-2201**. This rule change reflects the legislative approved foster parent rate increase which became effective April 1, 2022. She noted many foster parents have expressed their gratitude for the increase. The change provides consistency for both in- and out-of-state applications.

**MOTION:** **Rep. Healey** made a motion to approve **Docket No. 16-0601-2201**. **Motion carried by voice vote.**

**DOCKET NO. 16-0602-2201:** **Kaela Whitehead**, Program Specialist, DHW, Division of Family and Community Services, presented **Docket No. 16-0602-2201**. This chapter, renamed "Child Care And Foster Care Licensing," has been rewritten to streamline and align the rule with standards identified in public law. Model licensing standards are added to assure safe physical surroundings for children in foster homes. The number of children allowed in a home has been increased to six. This aligns with federal requirements and allows for additional children based on specific criteria. There is no fiscal impact on any funds. Answering a question regarding the number of families with five or more children in their home, Ms. Whitehead said she will provide the number for the committee. There are 1,017 licensed foster families in Idaho.

**MOTION:** **Rep. Rubel** made a motion to approve **Docket No. 16-0602-2201**.



Responding to further questions, **Ms. Whitehead** shared an example of when an exemption for additional children would occur. As of January 17, 2023, there are 1,500 foster children within Idaho, with 1,017 foster placements. This rule provides transparency for the existing clinical assessment process.

**Aubrie Hunt**, Program Manager, Childcare and Payments, Division of Self Reliance, was invited to answer a committee question. She explained daycare licensing was historically included with the Division of Family and Community Services. Because they rely on the same regulations, the inclusion continues.

**SUBSTITUTE MOTION:**

**Rep. Mitchell** made a motion to approve **Docket No. 16-0602-2201** with the exception of **Section 100, Subsections 5 and 6**.

**Ms. Hunt** said Section 100 contains specific daycare licensing programs, is in alignment with state statute, and has been added for clarity.

Concern was expressed regarding other daycare licensing sections within the rule, mixing the two subjects beyond what is necessary, and the large task of splitting apart the two topics. It was noted the daycare sections are important provisions to help working foster care families.

**AMENDED SUBSTITUTE MOTION:**

**Rep. Rubel** made an amended substitute motion to **HOLD Docket No. 16-0602-2201** in committee for time certain to be determined by the chair. **Motion carried by voice vote.**

**DOCKET NO. 16-0601-2202:**

**Julie Sevcik**, Project Manager, DHW, Division of Family and Community Services, presented **Docket No. 16-0601-2202**. In 2018 the Family First Act became effective and allowed use of federal funds to prevent children at risk from entering foster care. Idaho is in the final steps to receive federal approval of the five-year prevention plan which outlines defining requirements for use of these funds.

The Core Child and Family Services section updates reflect the use of evidence-based prevention services. This includes services for mental health, substance use prevention and treatment, and in-home parent skill-based programs. The rule also clarifies the setting of rates and notifications to providers.

Service costs are covered by state general funds and federal grants. State funds will continue to be used and are estimated to be less than \$100,000 during the first twelve months the new services are available. These costs will increase with new services and will be initially eligible for Title IV-E funds at 50% of the Federal Medical Assistance Percentage (FMAP) through 2026 and will then increase to the full FMAP rate of just under 71%, after 2026.

**MOTION:**

**Rep. Dixon (24)** made a motion to approve **Docket No. 16-0601-2202**. **Motion carried by voice vote.**

**DOCKET NO. 16-0208-2201:**

**James Aydelotte**, State Registrar, Bureau Chief, Bureau of Vital Records and Health Statistics, Division of Public Health, DHW, presented **Docket No. 16-0208-2201**. The changes bring the vital statistics rules into alignment with legislation passed in 2022.

The Idaho Transportation Department issues a no-fee identification card for individuals experiencing homelessness, removing job & housing barriers. Because a birth certificate is necessary for this card, the certificate fee is waived.

The second change allows adoptees born on or after July 1, 2022, to access birth records after they reach 18 years of age. Additional changes maintain consistency.

**MOTION:**

**Rep. Rubel** made a motion to approve **Docket No. 16-0208-2201**. **Motion carried by voice vote.**

**DOCKET NO. 16-0219-2201:** **Jerryd Samples**, Food Protection Program Manager, DHW, presented **Docket No. 16-0219-2201** which simplifies the food code. After extensive review, the updates provide clarity and delete multiple definitions existing elsewhere in statute. Terminology has been changed to match those used by the Food Drug Administration (FDA). The inspection cycle has been clarified to once every 12 months. Other changes included typographic errors and eliminate additional outdated language for ease of use.

**MOTION:** **Rep. Mitchell** made a motion to approve **Docket No. 16-0219-2201**. **Motion carried by voice vote.**

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 10:09 a.m.

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Representative Erickson  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Thursday, January 19, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

SUBJECT	DESCRIPTION	PRESENTER
DOCKET NO <a href="#">16-0504-2101</a>	Council on Domestic Violence - Grants	Heather Cunningham, Executive Director
<a href="#">16-0506-2201</a>	Criminal History and Background Checks	Fernando Castro, Program Supervisor Div. of Management Services

***Public Testimony Will Be Taken by Registering Through the Following Link:  
[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Thursday, January 19, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** Chairman Vander Woude, Representative Blanksma

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Erickson** called the meeting to order at 9:00 a.m.

**DOCKET NO. 16-0504-2101:** **Heather Cunningham**, Acting Executive Director, Idaho Council on Domestic Violence and Victim Assistance (IDVVA) presented **Docket No. 16-0504-2101**, pertaining to the administration of grants. The chapter rewrite changes the distribution of funds to better address the needs throughout Idaho.

During discussion, the committee expressed concern with the chapter rewrite not reflecting all of the redlines.

**MOTION:** **Rep. Rubel** made a motion to approve **Docket No. 16-0504-2101**.

**SUBSTITUTE MOTION:** **Rep. Wheeler** made a substitute motion to **HOLD Docket No. 16-0504-2101** for time certain to be determined by the chair. **Motion carried by voice vote.**

**DOCKET NO. 16-0506-2201:** **Fernando Castro**, Program Supervisor, DHW Criminal History Unit, presented **Docket No. 16-0506-2201**. The changes clarify the background check process, remove outdated items, remove notarization requirements, update references, and update the disqualifying crimes list to mirror Idaho Code. A new category of three-year disqualifying crimes has been added to allow better access to employment.

The implementation cost is expected to be \$8,000 for the unit's name change to "Background Check Unit" on the website, administrative code, and social media. This cost would be covered with funds in the program's operational budget.

Answering questions, **Mr. Castro** explained fees would be waived in cases such as foster parents and Department employees. Of the 30,000 background checks processed, approximately 1,200 are waived.

**MOTION:** **Rep. Healey** made a motion to approve **Docket No. 16-0506-2201**. **Motion carried by voice vote.**

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:18 a.m.

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Representative Erickson  
Chair

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Irene Moore  
Secretary

JOINT AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE  
AND  
SENATE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room WW02  
Monday, January 23, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ww02/>

SUBJECT	DESCRIPTION	PRESENTER
	Medicaid Expansion Update	Juliet Charron, Administrator Division of Medicaid

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
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MINUTES  
JOINT MEETING  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**SENATE HEALTH & WELFARE COMMITTEE**

**DATE:** Monday, January 23, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room WW02

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

Chairman VanOrden, Vice Chairman Zuiderveld, Senators Lee, Harris, Bjerke, Wintrow, Taylor

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:02 a.m. He reminded the committee pursuant to Idaho Code §56-267, subsection 7, the House and Senate Health and Welfare committees must review Medicaid expansion and make a recommendation to the legislature whether or not the expansion should remain in effect. This presentation provides the information necessary to make the recommendation.

**Dave Jeppesen**, Director, Department of Health and Welfare (DHW) said the DHW is committed to providing legislators with the information to make necessary decisions. All Department members will be available for any questions or follow-up.

**Juliet Charron**, Administrator, Medicaid Division, DHW, came before the committee. As of January, 2023, there are approximately 145,000 enrolled Medicaid participants. The expansion provides coverage to non-disabled adults whose annual household income falls below 138% of the federal poverty level (FPL). She shared the profiles of a few individuals who, through the expansion, have improved their health and can now better support their families.

The top utilization categories are pharmacy, inpatient hospital services, outpatient hospital services, and non-hospital medical visits. When compared to the traditional adult population, the average utilization is lower.

The expansion was implemented at the beginning of the COVID-19 pandemic. Since implementation, 867 participants have had inpatient hospital stays (\$21.3M) and 6,715 have had outpatient hospital visits (\$3.4M). Without the expansion, the cost of providing care to uninsured and under-insured individuals would have fallen to the state, counties and providers.

Serious mental illness (SMI) was diagnosed in 24% of the expansion participants in state fiscal year (SFY) 2022. The number of participants requiring behavioral health (BH) hospital stays totaled 2,400. Additional impacts tied to BH needs were: 2,500 emergency room (ER) visits, 4,600 partial hospitalization admissions, and outpatient BH services for 13,000 participants.

As a prevention focus, participants are assigned a Primary Care Provider to support their use of services. There were 154,815 primary care visits for expansion members in SFY22. Preventive services are prioritized to keep the expansion population healthy, reduce avoidable hospitalizations, and contain costs.

The Families First Coronavirus Response Act (FFCRA) mandated continuous Medicaid enrollment throughout the federal COVID-19 Public Health Emergency (PHE) for nearly all of those enrolled in Medicaid on or after March 18, 2020.

As of April 1, 2023, the Consolidated Appropriations Act of 2023 ended the continuous enrollment requirement. Beginning February 1, 2023, it will take six months to complete the redeterminations and notify individuals protected by the FFCRA if they no longer qualify. The DHW has identified 151k Medicaid participants to notify. Of that group, approximately 67k are expansion participants. Some participants are expected to move to Your Health Idaho (YHI).

Medicaid expansion is 22.90% of the Medicaid budget. The current federal funding amount is \$.90 out of every dollar spent.

The budget drivers include case load increases, higher than projected service utilizations, higher adult coverage cost, supplemental payment to hospitals (UPL), and reimbursement rate fee schedule updates.

The SFY24 Medicaid expansion budget request of \$1,035,766,800 consists of \$803,028,800 in federal funds, \$67,423,200 in general funds, \$20,901,600 in dedicated funds (including UPL), and \$144,413,300 in receipts.

Methods of cost containment include participation in the Healthy Connections Value Care. Through this method primary care providers focus on prevention and are paid for value over volume. The expansion population has been included as of performance year two, which is 2023.

The Division of Financial Management contracted with a consultant to review Medicaid cost containment opportunities. The interim report was published in December and is being reviewed. Most of the recommendations are not specific to Medicaid expansion.

Since the Medicaid expansion was implemented in 2020, providers have seen lower costs and increased revenue. The burden on Idaho and the counties to help the indigent and uninsured population has been alleviated. The federal match now includes BH costs. Through reduced health care costs and increased productivity, a healthier workforce is supported.

Without Medicaid expansion, approximately \$77.7M from general funds would be needed as ex-participants access services. Of the \$77.7M, \$28,877,642 would be utilized for BH, \$1.9M for public health, \$12M for the Catastrophic Health Care Program (CAT), \$24M to help the medically indigent, \$708k for the drug courts, and \$10,242,200 for the Department of Correction.

Participants would lose access to potential life-saving care, such as cancer treatment. Coverage gaps would impose financial pressures on providers. Lack of preventative care access could lead to increased ER use, which is more costly. The increased local government burden could lead to the need for local taxes and higher rates for charity care. Employers not offering health insurance would be faced with a less healthy workforce.

Answering questions, **Ms. Charron** explained states adopting the expansion early in the process received a 100% federal match, which had reduced to 90% when Idaho proceeded with the expansion. Removal of participants from the program is not retroactive. She reiterated the SFY24 request reflects a decrease in general funds and an increase in federal funds based on the UPL and receipts.

The eligibility system has the staff and technology to support ongoing determinations. This has given Idaho an edge over other states who have not done ongoing determinations and the lengthy process they face. This has also provided the ineligible participants quality information for the six-month completion plan.

The PHE prohibits any recovery of funds. The Centers for Medicare and Medicaid Services (CMS) would prohibit eligibility termination prior to completion of the redetermination process. Should the process not be followed, Idaho would be at risk for a federal disallowance and loss of funds.

Responding to a request, **Ms. Charron** gave an update on the waivers filed for the Medicaid expansion. The 1115 waiver for BH inpatient services was approved and implemented. The YHI or Medicaid choice waiver was determined by CMS to be incomplete and would have no further action. CMS just informed them both the Work Requirement Demonstration and the Family Planning Services waivers will have no action taken during this administration.

Statutes exist for the Department's team to connect participants with primary care providers upon enrollment. Statute also requires a co-pay for non-emergency ER visits.

Individuals with an annual household income at 138% FPL or higher are ineligible for Medicaid expansion and are referred to YHI, where they may be eligible for a tax credit to reduce the insurance cost.

**Ms. Charron** explained every state offers different Medicaid services and FPLs. Idaho has a basic benefits package with the addition of adult dental services. She noted geography becomes a challenge for connecting rural participants and providers. The projected expansion cost underestimated the service utilization and case load. There is no Medicaid advertising beyond general information available on their website. A number of Health Connection resources are also found on the website.

**Shane Leach**, Administrator, Division of Self-Reliance, was invited to answer a committee question. He said beginning February 1, 2023, over six months, batches of 30k eligibility notices will be sent out each month. CMS requires the recipients to have sixty days to respond to the notices.

Answering questions, **Ms. Charron** stated she will provide the following follow up information: the impact of not continuing Medicaid expansion, the amount of pharmacy and psychotropic drug spending for this population, a breakdown of provider types within the primary care network, the correlation between Idaho and other states for the number of disabled participants, the participants impacted by the estate recovery program, information on the use of hormone therapy within the program, the dental spend outside of preventative care, original expansion projections vs. actual costs (year-by-year format), and information, if possible, for ER visits pre and post Medicaid expansion. She will also provide additional information on cost recovery for out-of-state Medicaid eligible individuals. She said the information would be provided to the committees by Friday, January 27, 2023.

**ADJOURN:**

There being no further business to come before the committee, the meeting adjourned at 10:19 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary



**AMENDED AGENDA #1**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Tuesday, January 24, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30005</a>	Children's Mental Health Services	Rep. Erickson
<a href="#">RS 30013</a>	Employee Medical Information Protection Act	Rep. Shepherd
<a href="#">RS 29911C1</a>	Domestic Violence	Heather Cunningham, Executive Director
<a href="#">RS 29968</a>	Allied Health Professionals Board	Tim Frost, Legislative & Regulatory Affairs Manager DOPL
	Medicaid Expansion - Committee Discussion	

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Tuesday, January 24, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Dixon (24)** made a motion to approve the minutes of the January 17, 2023, meeting. **Motion carried by voice vote.**

**RS: 30005:** **Rep. Marco Erickson**, District 33, presented **RS 30005**. This proposed legislation addresses access to records for insurance disability documentation. Medicaid is added as an insurance. Additional changes clarify parental access to treatment plan information.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 30005**. **Motion carried by voice vote.** **Chairman Vander Woude** and **Rep. Gallagher** requested they be recorded as voting **NAY**.

**RS 30013:** **Rep. Shepherd**, District 7, presented **RS 30013** to protect individual rights within the workplace. During the recent health emergency, non-fully tested vaccinations were required. Jobs were lost by individuals concerned about the vaccinations. In response to questions, he said the recent untested vaccine was approved prior to the emergency declaration. This would not pertain to standard vaccinations or healthcare workers.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 30013**. **Motion carried by voice vote.**

**RS 29911C1:** **Chairman Vander Woude** stated the sponsor of **RS 29911C1** has requested it be withdrawn from consideration.

**RS 29968:** **Tim Frost**, Deputy Administrator, Division of Occupational and Professional Licenses (DOPL), presented **RS 29968** on behalf of the Health Professions Bureau. This proposed legislation creates the Idaho Allied Health Professionals Board. It will combine the boards for physical therapy licensure, dietetic licensure, occupational therapy licensure, athletic trainers, and respiratory therapy licensure. The downsize to one nine-member board will result in fewer board meetings and lower costs.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 29968**. **Motion carried by voice vote.**

**Chairman Vander Woude** asked the committee for their input regarding the continuation of Medicaid expansion. Responses included the need for extending the reporting time frame in order to analyze the expansion during a non-pandemic period. Concern was expressed regarding the increased budget request and lack of cost controls when one-third of the participants are expected to be ineligible. Additional concern was voiced regarding focusing on fiscal issues and not the benefits.

**Ross Edmunds**, Administrator, Division of Behavioral Health (BH), was invited to share how the expansion has provided an improved continuum of services, especially for individuals with chronic health conditions. Improved physical health directly impacts BH. Without Medicaid expansion, BH services would be limited and not include general health care.

**Dave Jeppeson**, Director, Department of Health and Welfare (DHW), stated Idaho would pay \$20M to return to the previous limited array of BH services. The current services have allowed these individuals to stay in their homes, have jobs, and contribute to society. Without the expansion a large group of individuals who fall below the 138% federal poverty limit (FPL) would again be uninsured. He and **Mr. Edmunds** emphasized BH and mental health (MH) are treatable conditions. These individuals are inclined to be violent towards themselves, not the public.

**Director Jeppeson** stated the 2024 budget request was formulated prior to the removal of the public health emergency. CMS requires a full determination process before anyone can be determined no longer eligible and removed. Not following these guidelines would result in serious fines.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 10:42 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Wednesday, January 25, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30089</a>	Certified Medication Assistants	Rep. Healey
<a href="#">H 5</a>	Food Stamp Revolving Fund - Repeal	Rep. Redman Josh Scholer, Bureau Chief, Div. of Financial Management
<a href="#">H 4</a>	<u>Division of Occupational and Professional Licenses</u> Uniformed Controlled Substances Update	Rep. Chew Tim Frost, Deputy Administrator
<a href="#">H 3</a>	Physicians and Physician Assistants	Rep. Wheeler Tim Frost

***Public Testimony Will Be Taken by Registering Through the Following Link:  
[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Wednesday, January 25, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** Representative Blanksma

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Roberts** made a motion to approve the minutes of the January 18 and 19, 2023, meetings. **Motion carried by voice vote.**

**RS 30089:** **Rep. Dori Healey**, District 15, presented **RS 30089**, proposed legislation to increase educational access for participants in the Medication Assistant-Certified (MA-C) program by allowing more accredited locations for education, certification, and testing.

**MOTION:** **Rep. Rubel** made a motion to introduce **RS 30089**. **Motion carried by voice vote.**

**H 5:** **Rep. Jordan Redman**, District 3, presented **H 5** to repeal Chapter 5 of Title 56, Idaho Code, which established a food stamp revolving fund. This fund is unused and outdated.

**MOTION:** **Rep. Wheeler** made a motion to send **H 5** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Redman** will sponsor the bill on the floor.

**H 4:** **Tim Frost**, Deputy Administrator, Division of Occupational and Professional Licenses (DOPL), on behalf of the Pharmacy Board, presented **H 4**. This is the Uniform Controlled Substances annual update. The changes mirror those made by the Drug Enforcement Administration (DEA). Added to Schedule 1 are Para-methoxymethamphetamine, Methoxetamine, Aminorex, and eight nitazenes. Daridorexent is added to Schedule IV and Ganalozone is added to Schedule V. There is no fiscal impact.

Answering a question, **Mr. Frost** said Idaho is one of twelve states whose Board of Pharmacy reviews the DEA schedule changes before adopting them into statute.

**MOTION:** **Rep. Roberts** made a motion to send **H 4** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Chew** will sponsor the bill on the floor.

**H 3:** **Rep. Josh Wheeler**, District 35, presented **H 3**. This legislation removes an outdated requirement for a licensed physician to obtain supervising physician registration. It aligns the physician assistants definition with existing code. It also removes an obsolete annual board report. There is no fiscal impact.

**MOTION:** **Rep. Dixon (24)** made a motion to send **H 3** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Wheeler** will sponsor the bill on the floor.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:17 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Thursday, January 26, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
DOCKET NO <a href="#">16-0302-2201</a>	<u>Department of Health &amp; Welfare</u> Skilled Nursing Facilities	Laura Thompson, Licensing & Certification
<a href="#">16-0319-2201</a>	Certified Family Homes - Fee Rule	Steve Millward, Licensing & Certification
<a href="#">16-0733-2201</a>	Adult Mental Health Services	Treena Clark, Behavioral Health

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Thursday, January 26, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m. He then turned the gavel over to **Vice Chairman Erickson**.

**DOCKET NO. 16-0302-2201:** **Laura Thompson**, Bureau Chief, Bureau of Facility Standards, Department of Health and Welfare (DHW) presented **Docket No. 16-0302-2201**, the skilled nursing facility rule changes. Resident medications are changed to allow administration by Certified Medical Assistants (CMAs). With oversight by the Board of Nursing, use of CMAs will help relieve existing staff shortages.

**MOTION:** **Rep. Dixon (24)** made a motion to approve **Docket No. 16-0302-2201**. **Motion carried by voice vote.**

**DOCKET NO. 16-0319-2201:** **Steve Millward**, Program Manager, Certified Family Home (CFH) Management, Division of Certification, DHW, presented **Docket No. 16-0319-2201**, a pending CFH fee chapter rewrite. The regulatory oversight fees remain unchanged at \$150 for a one-time application fee and \$25 for ongoing monthly certification fees. The changes clarify, simplify, and reduce regulatory burdens without compromising resident health or safety. When a record of "good citizenship" is established as defined, the recurring criminal history and background check is increased to once every ten years.

Answering questions, **Mr. Millward** said the recurring background check was instigated because the self-reporting system was not working effectively. The annual recertification survey interviews residents, giving them an opportunity to voice any dissatisfaction. They also have the right to express grievances to the provider, who must make a written report, including resolution of the issue. The DHW can require a background check at any time, which addresses delays as an issue goes through the criminal court process. The DHW also has the authority to remove the CFH certification, if necessary. A statewide registry of healthcare providers is in the beginning stages of development.

**Francoise Cleveland**, Associate State Director, AARP, testified in support of **Docket No. 16-0319-2201** and applauded the DHW's open process for working with stakeholders.

**MOTION:** **Rep. Wheeler** made a motion to approve **Docket No. 16-0319-2201**. **Motion carried by voice vote.**



**DOCKET NO. 16-0733-2201:** **Treana Clark**, Policy Manager, Behavioral Health, DHW, presented **Docket No. 16-0733-2201** for adult mental health services. The changes streamline service accessibility by removing duplication and non-applicable, outdated, or inefficient language.

**MOTION:** **Rep. Healey** made a motion to approve **Docket No. 16-0733-2201**. **Motion carried by voice vote.**

**Vice Chairman Erickson** turned the gavel over to the **Chairman Vander Woude**.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:31 a.m.

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Representative Erickson  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Monday, January 30, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">24-0000-2201F</a>	Division of Occupational and Professional Licenses Fee Omnibus	Tim Frost, Deputy Administrator

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Monday, January 30, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Dixon (24)** made a motion to approve the minutes for the January 25, 2023, meeting. **Motion carried by voice vote.**

**Chairman Vander Woude** turned the gavel over to **Vice Chairman Erickson**.

**DOCKET NO. 24-0000-2201F:** **Tim Frost**, Deputy Administrator, Division of Occupational and Professional Licenses (DOPL) presented **Docket No. 24-0000-2201F** on behalf of 24 healthcare boards. Several of the boards went through the zero-based reduction (ZBR) process to prevent costly and outdated regulations and achieve more efficient operation.

After the 2022 legislative session, many of the board rule chapters were reauthorized as temporary rules without changes. Those chapter numbers and boards are: **24.03.01**, Chiropractic Physicians, **24.09.01**, Examiners of Nursing Home Administrators, **24.11.01**, Podiatry, **24.13.01**, Physical Therapy, **24.14.01**, Social Work Examiners, **24.15.01**, Professional Counselors and Marriage and Family Therapists, **24.16.01**, Dentistry, **24.19.01**, Examiners of Residential Care Facility Administrators, **24.24.01**, Genetic Counselors, **24.27.01**, Massage Therapy, **24.31.01**, Dentistry, **24.33.02**, Physician Assistants, **24.33.04**, Naturopathic Medical Doctors, **24.33.05**, Athletic Trainers to Practice in Idaho, **24.33.06**, Respiratory Therapists and Permitting of Polysomnographers in Idaho, and **24.33.07**, Dietitians.

**MOTION:** **Rep. Blanksma** made a motion to approve **Docket No. 24-0000-2201F, Chapters 24.03.01, 24.09.01, 24.11.01, 24.13.01, 24.14.01, 24.15.01, 24.16.01, 24.19.01, 24.24.01, 24.27.01, 24.31.01, 24.33.02, 24.33.04, 24.33.05, 24.33.06, and 24.33.07. Motion carried by voice vote.**

**Mr. Frost** continued presenting the remaining chapters within **Docket No. 24-0000-2201F**, all of which are ZBR rewrites to remove duplication, outdated practices, and excess grammar to improve ease of use.

The **Chapter 24.06.01** rewrite for the Board of Occupational Therapists removes a rule for physical agent modalities, which is already defined in the definition of practice.

**MOTION:** **Rep. Blanksma** made a motion to approve **Docket No. 24-0000-2201F, Chapter 24.06.01. Motion carried by voice vote.**

**Docket No. 24-0000-2201F, Chapter 24.10.01**, the Board of Optometry consolidates licensing sections and establishes general provisions. Continuing education (CE) was simplified to detail eighteen required accredited hours, six for ocular disease. A new practice standards and discipline section incorporates unprofessional conduct, gross incompetence, and patient records. The certificate fee for topically applied pharmaceutical agents was removed and the prescriptive or administration authority was simplified.

**MOTION:** **Rep. Blanksma** made a motion to approve **Docket No. 24-0000-2201F, Chapter 24.10.01. Motion carried by voice vote.**

**Docket No. 24-0000-2201F, Chapter 24.12.01**, the Board of Psychologist Examiners, was changed to incorporate by reference the code of conduct standards. A \$10 participation fee for psychological interjurisdictional compact (PSYPACT), as required by legislation passed in 2022, was added. Licensee rehabilitation rules, duplicated elsewhere were removed. CE has been updated to thirty hours every two years, including four hours in laws and ethics. Subsections relating to prescribing psychologists have been simplified to remove duplication with other statutes. The standard of practice update addresses patients without a primary care provider.

Answering a question, **Mr. Frost** said the Board changed the supervision requirements to four hours per month, with a minimum of 48 hours per year.

**Dr. Virginia Page Haviland**, St. Alphonsus Regional Medical Center, testified in support of **Docket No. 24-0000-2201F, Chapter 24.12.01**, stating the four hours of monthly supervision is sufficient and can be exceeded.

**Dr. Kendra Westerhouse**, Psychologist, Idaho Psychological Association (IPA), testified in support of **Docket No. 24-0000-2201F, Chapter 24.12.01**. The IPA supports these rules to allow access for treatment and remove barriers so psychologists can practice to the fullest extent of their education.

**MOTION:** **Rep. Dixon (24)** made a motion to approve **Docket No. 24-0000-2201F, Chapter 24.12.01. Motion carried by voice vote.**

**Docket No. 24-0000-2201F, Chapter 24.17.01**, Board of Acupuncture. The changes simplify the licensure and trainee requirements, location of the fee table, CE, and return to active practice process.

**MOTION:** **Rep. Dixon (24)** made a motion to approve **Docket No. 24-0000-2201F, Chapter 24.17.01. Motion carried by voice vote.**

**Docket No. 24-0000-2201F, Chapter 24.23.01**, Speech, Hearing, and Communication Services Board, has had multiple sections consolidated within general provisions. Prescriptive requirements and a separate license type for Speech Language Pathologist Aides have been removed. CE requirements have been simplified and the provisional permit qualifications have been streamlined.

**MOTION:** **Rep. Wheeler** made a motion to approve **Docket No. 24-0000-2201F, Chapter 24.23.01. Motion carried by voice vote.**

**Docket No. 24-0000-2201F, Chapter 24.26.01**, the Board of Midwifery, has unnecessary incorporation by reference material removed. The fee section was moved. CE was simplified. The practice standards were simplified for antepartum, intrapartum, postpartum, and newborn care.

**MOTION:** **Rep. Chew** made a motion to approve **Docket No. 24-0000-2201F, Chapter 24.26.01. Motion carried by voice vote.**

**Docket No. 24-0000-2201F, Chapter 24.33.01**, the Board of Medicine, has changes to clarify the successful completion of one year of a medical residency program, with no impact on the historical license issuance time line.

**MOTION:** **Rep. Mitchell** made a motion to approve **Docket No. 24-0000-2201F, Chapter 24.33.01. Motion carried by voice vote.**

**Docket No. 24-0000-2201F, Chapter 24.34.01**, the Board of Nursing, has had definitions and abbreviations simplified and combined into one section. Multiple licensing sections were combined into one section for LPNs, RNs, and APRNs. Discipline and persons exempted by the board were revised to align with existing statute or national association guidelines. CE requirements were removed.

**MOTION:** **Rep. Healey** made a motion to approve **Docket No. 24-0000-2201F, Chapter 24.34.01. Motion carried by voice vote.**

**Docket No. 24-0000-2201F, Chapter 24.36.01**, the Board of Pharmacy, has changes in alignment with 2022 legislation which consolidated drug outlet registrations. Definitions have been updated and moved into one section. Fees for mail service pharmacies and outsourcing facilities have been consolidated into the nonresident drug outlet fees. Pharmacist independent prescribing limitations have been removed.

**Rep. Redman** invoked Rule 80 stating a possible conflict of interest.

**MOTION:** **Rep. Chew** made a motion to approve **Docket No. 24-0000-2201F, Chapter 24.36.01. Motion carried by voice vote.**

**Vice Chairman Erickson** turned the gavel over to **Chairman Vander Woude**.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:54 a.m.

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Representative Erickson  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Tuesday, January 31, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30115C2</a>	Bridge Year Physician	Rep. Wheeler
<a href="#">RS 30138</a>	Care Facilities - Visitation	Rep. Young
<a href="#">RS 30091</a>	Telehealth	Rep. Young
<a href="#">RS 30136</a>	Counselors and Therapists	Rep. Young
DOCKET NO <a href="#">16-0504-2101</a>	Domestic Violence Council Grants - ZBR Chapter Rewrite	Heather Cunningham, Executive Director

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Tuesday, January 31, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Roberts** made a motion to approve the minutes of the January 23, 2023, meeting. **Motion carried by voice vote.**

**RS 30115C2:** **Rep. Josh Wheeler**, District 35, presented **RS 30115C2**, which provides a method to attract and support more medical providers through the addition of a one-year "bridge year physician" limited license. The collected fees will offset any administrative costs incurred by the Division of Occupational and Professional Licenses.

**MOTION:** **Rep. Dixon (24)** made a motion to introduce **RS 30115C2**. **Motion carried by voice vote.**

**RS 30138:** **Rep. Julianne Young**, District 30, presented **RS 30138**, which brings Idaho statute into alignment with the intent of visitation rights legislation passed in 2022.

**MOTION:** **Rep. Healey** made a motion to introduce **RS 30138**. **Motion carried by voice vote.**

**RS 30091:** **Rep. Julianne Young**, District 30, presented telehealth interstate proposed legislation for behavioral and mental health access. Allowed during the pandemic, this telehealth method has proven very effective.

**MOTION:** **Rep. Healey** made a motion to introduce **RS 30091**. **Motion carried by voice vote.**

**RS 30136:** **Rep. Julianne Young**, District 30, presented **RS 30136**. This proposed legislation for counselors addresses situations when the care decisions conflict with the counselor's beliefs. Transfer of care to another counselor is included.

**MOTION:** **Rep. Healey** made a motion to introduce **RS 30136**. **Motion carried by voice vote.**

**Chairman Vander Woude** turned the gavel over to **Vice Chairman Erickson**.

**DOCKET NO. 16-0504-2101:** **Vice Chairman Erickson** brought **Docket No. 16-0504-2101**, which was held at its original hearing on January 19, 2023, before the committee for reconsideration.

**Heather Cunningham**, Executive Director, Council on Domestic Violence, presented **Docket No. 16-0504-2101**, which is a zero-based regulation chapter rewrite. The changes streamline the chapter, taking need and demand into account.

**MOTION:** **Rep. Roberts** made a motion to approve **Docket No. 16-0504-2101**. **Motion carried by voice vote.**

**Vice Chairman Erickson** turned the gavel over to **Chairman Vander Woude**.

**Chairman Vander Woude** presented the committee members with a copy of the Medicaid expansion continuation recommendation letter to the legislature (Attachment 1). Some of the ideas will be addressed through drafting legislation to assure implementation and action.

**MOTION:** **Rep. Dixon (24)** made a motion to approve the Medicaid expansion continuation recommendation letter.

Answering a question, **Chairman Vander Woude** said the letter is from the committee and not subject to any editing or changing by anyone in the legislature.

**ROLL CALL VOTE:** **Rep. Gallagher** requested a roll call vote on approval of the Medicaid expansion continuation recommendation letter. **Motion carried by a vote of 9 AYE 3 NAY and 1 Absent/Excused. Voting in favor of the motion: Reps. Erickson, Kingsley, Mitchell, Dixon (24), Healey, Wheeler, Rubel, Roberts, Vander Woude. Voting in opposition to the motion: Reps. Gallagher, Redman, Chew. Rep. Blanksma was absent/excused.**

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:27 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary





## House of Representatives State of Idaho

January 31, 2023

Mike Moyle  
Speaker  
House of Representatives

Mr. Speaker,

Pursuant to §56-267, subsection 7 of Idaho Code, we, your Health and Welfare committee are required to make a recommendation to the legislature as to whether Medicaid expansion should remain in effect.

Although the committee has serious concerns regarding the unsustainability of the current increased budget request, we concluded Medicaid Expansion should remain in effect and make the following recommendations:

1. The notification and removal of previously protected participants must be entirely completed by July 1, 2023.
2. Health and Welfare must submit a 1332 waiver to allow individuals with a household income from 100% to 138% FPL the option of utilizing either the insurance exchange or Medicaid.
3. Health and Welfare must submit a waiver, if necessary, to place the Medicaid Expansion population on managed care.
4. In 2024 Health and Welfare must report to this committee on the implementation of these recommendations.
5. The continuation of Medicaid Expansion must be re-evaluated by this committee in 2025.
6. Health and Welfare must submit a revised budget request incorporating the removal of the previously protected Medicaid Expansion participants.

A handwritten signature in blue ink, appearing to read "John Vander Woude".

Rep. John Vander Woude  
Chairman  
Health and Welfare Committee

JV:im

**AMENDED AGENDA #1**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Wednesday, February 01, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30124</a>	County Indigent Services	Rep. Vander Woude Kelli Brassfield, Idaho Association of Counties
<a href="#">RS 30128</a>	Telehealth - Patient Relationship	Tim Olson, Teladoc Health
	<u>Medicaid Budget Informational Presentation</u>	
	Legislative Services Office Budget and Policy Analysis	Keith Bybee, Division Manager Jill Randolph, Principal Budget & Policy Analyst

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Wednesday, February 01, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**RS 30124:** **Kelli Brassfield**, Idaho Association of Counties (IAC), presented **RS 30124** to repeal the county catastrophic (CAT) and indigent programs as directed by the 2022 legislature. The continuation of funds from seat belt fines will extend the programs' board for three months. Thereafter, settlements will be collected by county commissioners.

**MOTION:** **Rep. Dixon (24)** made a motion to introduce **RS 30124**. **Motion carried by voice vote.**

**RS 30128:** **Tim Olson**, Pinnacle Business Group, representing Teladoc, presented **RS 30128**. To better establish the patient provider relationship. Mr. Olson requested the committee return **RS 30128** to the sponsor because a replacement piece of legislation is being produced.

**MOTION:** **Rep. Wheeler** made a motion to return **RS 30128** to the sponsor. **Motion carried by voice vote.**

**Keith Bybee**, Division Manager, Legislative Services Office (LSO), Budget Policy Analysis, presented the Department of Health and Welfare's (DHW) budget review process and reports. He said the proposed budget incorporates some of the Governor's recommendations.

**Jill Randolph**, Principal Budget and Policy Analyst, LSO, presented tools to understand the DHW budget which includes 29 supplemental requests and 43 line enhancements. Budget information is found on the LSO website and includes a deep dive section for detailed information for each decision unit.

The DHW's twelve divisions comprise six appropriation bills. Fund sources include general funds (7%), dedicated funds (12%) and federal funds (70%). The summary sheet shows multiple fiscal years, actual funds received, and projections.

The LSO single audit report indicates the funds awarded and provided to recipients. Expense classes are: personnel costs, operating expenditures, capital outlay, and trustee and benefit payments.

The appropriations bill breaks down funding by the expense classes and funding source. Included on the bill are two additional delineations for self-reliance operations and benefit payments. The fiscal note lists enhancements and specific breakdowns.

Public Health Services has five unique programs listed on the appropriations bill. They are physical health services, suicide prevention, emergency medical services, healthcare policy initiatives, and laboratory services.

The budget is built from the comparative summaries of each division. The deep dive information includes both the agency and governor's requests for ongoing or one-time funds.

The first items listed on the comparative summary are supplemental requests. One-time requests are not included in the base operational costs.

Legislative personnel decisions include personnel benefit costs, statewide cost allocations, and changes in employee compensation. The item numbering reflects their order of importance. Human resources consolidation is unnumbered and listed in every budget request.

There are four programs within the Medicaid Division: coordinated plan (65+ and dual-eligibles), enhanced Medicaid (children & adults with special health needs), basic (pregnant women) and the expansion plan (138% federal poverty limit). Additional available reports show the budget and caseloads for each program, the expenditures by service grouping, and separated tracking information for traditional and expanded Medicaid.

**ADJOURN:**

There being no further business to come before the committee, the meeting adjourned at 10:19 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Thursday, February 02, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30158</a>	Vitamins and Supplements Access	Rep. Gallagher
<a href="#">RS 29912C1</a>	Maternal Mortality Review Committee	Rep. Healey
<a href="#">RS 30212</a>	Conrad J-1 Visa Waiver	Rep. Healey
<a href="#">RS 30213</a>	Rural Nurse Repayment Loan Plan	Rep. Healey
<a href="#">H 28</a>	Allied Health Professionals Board	Tim Frost, Deputy Administrator, DOPL

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Thursday, February 02, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Roberts** made a motion to approve the minutes of the January 24, 2023, meeting. **Motion carried by voice vote.**

**RS 30158:** **Rep. Jacyn Gallagher**, District 9, presented **RS 30158**, to retain access to vitamins and supplements.

**MOTION:** **Rep. Healey** made a motion to introduce **RS 30158**. **Motion carried by voice vote.**

**RS 29912C1:** **Rep. Dori Healey**, District 15, presented **RS 29912C1**. This proposed legislation removes the sunset date set when the Maternity Mortality Review Committee was established in 2019. The removal is necessary because the importance of this committee has been substantiated and it needs to be continued.

**MOTION:** **Rep. Wheeler** made a motion to introduce **RS 29912C1**. **Motion carried by voice vote.**

**RS 30212:** **Rep. Dori Healey**, District 15, presented **RS 30212**, proposed legislation for the Conrad J-1 Visa Waiver which removes cumbersome restrictions to allow more physicians to participate in the program. Answering a question, she explained the provider time frame reduction does not impact the application process.

**MOTION:** **Rep. Dixon (24)** made a motion to introduce **RS 30212**. **Motion carried by voice vote.**

**RS 30213:** **Rep. Dori Healey**, District 15, presented **RS 30213**. The Rural Nurse Loan Repayment Program addresses the in-demand critical access hospital need for nurses by offering to pay their student loans. The participants would have to stay at the institution for four years in order to have their loans repaid.

**MOTION:** **Rep. Dixon (24)** made a motion to introduce **RS 30213**. **Motion carried by voice vote.**

**H 28:** **Tim Frost**, Deputy Administrator, Division of Occupational and Professional Licenses, presented **H 28**. This legislation creates the Allied Health Professionals Board (AHPB) by combining the boards for physical therapy licensure, dietetic licensure, occupational therapy licensure, athletic trainers, and respiratory therapy licensure into one board to regulate each of the licensees.

This consolidation is consistent with combinations made by other boards in the past and in alignment with other states. There are no changes to their scope of practice, ability to work, or public safety. This will lower expenses through fewer board meetings and members. It will also impact future funding allocation.

**MOTION:**

**Rep. Rubel** made a motion to send **H 28** to the floor with a **DO PASS** recommendation.

Answering questions, **Mr. Frost** explained the physical and occupational therapist boards are independent and oversee licensure, discipline and rule making. The other three boards are under the Board of Medicine (BOM) and have no voting authority. Each listed board has a very low cash balance, which would not be enough to handle any litigation and could impact their decisions. He said the stakeholders are being contacted.

**SUBSTITUTE MOTION:**

**Rep. Healey** made a substitute motion to **HOLD H 28** in committee for time certain, fourteen days.

**Jody Lester**, Idaho Society of Respiratory Care, testified **in opposition to H 28**, stating there are no licensure or operating issues which would cause the consolidation. The new board would only have one lay person to represent the public. The BOM has been responsive to their recommendations.

**Megan Doyle**, Idaho Occupational Therapist Association, testified **in opposition to H 28**. She shared concern regarding future therapists deciding to go other states because of the combined board.

**Jessica Kerns**, Idaho Athletic Trainers Association, testified **in opposition to H 28**. She shared concerns regarding the lack of transparency and contact during the creation of this legislation. The unique relationship they have with the supervising physician is reflected in their current board. There would only be one board member who would have any understanding regarding their profession.

**Tim Olson**, Pinnacle Business Group, representing Dietitians, testified **in opposition to H 28**. He voiced confusion regarding the cost effectiveness when the existing board is limited to one meeting a year and the new board would have multiple meetings.

**Jonathan Gardunia**, President, American Physical Therapy Association, testified **in opposition to H 28**, stating an independent board better regulates, enforces, and protects the public through peer and public members.

**AMENDED SUBSTITUTE MOTION:**

**Rep. Wheeler** made an amended substitute motion to **HOLD H 28** in committee.

In closing remarks **Mr. Frost** emphasized there are no statutory authority changes. The AHPB allows all of the participants to have a vote, which is not experienced by the BOM participants. This is a fiscally responsible step to continue to protect the public.

**VOTE ON AMENDED SUBSTITUTE MOTION:**

**Chairman Vander Woude** stated he was in doubt regarding the voice vote and requested a roll call vote. **Amended substitute motion failed by a vote of 6 AYE and 7 NAY. Voting in favor of the motion: Reps. Mitchell, Dixon (24), Healey, Wheeler, Chew, Rubel. Voting in opposition to the motion: Reps. Erickson, Blanksma, Kingsley, Gallagher, Redman, Roberts, Chairman Vander Woude.**

**VOTE ON  
SUBSTITUTE  
MOTION:**

A roll call vote was requested. **Substitute motion carried by a vote of 9 AYE and 4 NAY. Voting in favor** of the motion: **Reps. Blanksma, Mitchell, Dixon (24), Gallagher, Healey, Wheeler, Chew, Rubel, Roberts. Voting in opposition** to the motion: **Reps. Erickson, Kingsley, Redman, Chairman Vander Woude.**

**ADJOURN:**

There being no further business to come before the committee, the meeting adjourned at 10:07 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary



AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Monday, February 06, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

SUBJECT	DESCRIPTION	PRESENTER
	Medicaid Cost Containment Report	Michael Heifetz, Director, Sellers Dorsey

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

- DATE:** Monday, February 06, 2023
- TIME:** 9:00 A.M.
- PLACE:** Room EW20
- MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey (Galloway), Redman, Wheeler, Chew, Rubel, Roberts
- ABSENT/  
EXCUSED:** None
- GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.
- Chairman Vander Woude** called the meeting to order at 9:00 a.m.
- MOTION:** **Rep. Dixon (24)** made a motion to approve the minutes of the January 26, 2023, meeting. **Motion carried by voice vote.**
- Michael Heifetz**, Director, Sellers Dorsey, presented information regarding the interim report on Idaho Medicaid Cost Containment, in compliance with a Request For Proposal (RFP). The first phase of the evaluation reviews short-term cost containment methods in the interim report. The next report will be a long-term review of the program with suggested areas of cost reduction.
- When giving recommendations, the access to care and workforce are of foremost consideration. Stakeholders include legislators, member families, and many others.
- The fiscal year (FY) 2022 Medicaid claims expenditures reflect the highest weekly expenses for non-hospital medical and pharmacy categories. Hospital claims provide the highest expenditures.
- The target general fund savings of \$45M was exceeded by the report recommendations, which totalled \$65.7M. Of the thirteen areas for savings, professional services (\$21M) is the largest amount. The report recommends an across-the-board 7.5% rate decrease for professional services, although such a dramatic reduction could lead to access challenges.
- He further explained the suggested savings for hospital reimbursements, developmental disabilities services, value-based purchasing initiatives, adult dental benefits. Withholding school based service (SBS) claims will improve processing. An increased provider assessment for long-term care nursing facilities will generate additional federal revenue. Transportation recommendations include reducing both per-member per-month and ambulance rates.
- Recommendations include reductions in the pay-to-cost ratio, reimbursements, and single case agreement expenditures. Standardization and compliance are recommended for rate reviews and wage pass-through requirements. It is suggested the primary care case management program and adult dental benefits be removed or suspended.
- After the next steps are completed the final recommendations will be made in April, 2023, as stipulated in the RFP.

Answering questions, **Mr. Heifetz** said the decisions are not easy to make and some will have minimal impact. These are short-term cost savings. The down-stream effects could include access issues. Any general fund reductions will also reduce the federal match funds. The final recommendation will be unique to Idaho. The pharmacy increased costs have a base driver in the number of high-end products being prescribed. The Medicaid team is providing good management with their limited ability for negotiation of pharmaceutical products. A possible long-term component is a waiver giving the team permission to talk to drug companies in a more effective way.

The Medicaid team is doing an impressive job, but will hit critical mass in a couple of areas in the near future. There is no statewide consensus for adult dental benefits. Federal agreement will be needed because Medicaid is a partnership between Idaho and the federal government.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 10:06 a.m.

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Representative Vander Woude  
Chair

---

Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Tuesday, February 07, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

SUBJECT	DESCRIPTION	PRESENTER
	Your Health Idaho Annual Report	Pat Kelly, Executive Director

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
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Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Tuesday, February 07, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey (Galloway), Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** Representative(s) Blanksma, Kingsley, Wheeler, Rubel

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Roberts** made a motion to approve the minutes of the January 31, 2023, meeting. **Motion carried by voice vote.**

**Pat Kelly**, Executive Director, Your Health Idaho (YHI) presented the insurance exchange's annual report.

Key accomplishments include elimination of a backlog, deployment of real-time eligibility, and installation of a new telephony platform.

Approximately 78k Idahoans are enrolled with YHI and enrollments remain consistent throughout the year. The stability is driven by enhanced tax credits, advertising, and real-time eligibility.

The financial position follows a fiscally conservative business model, with a cash reserve equivalency of six to nine months of operating costs. There is also a capital expenditure reserve. Assets include the building, equipment, and technology. Income is derived from assessment fees for every plan sold and rent from the building purchased in 2020. Operating expenses are predominately employee costs, marketing, and technology.

In 2022 real-time eligibility went live and the new telephony platform was integrated. Open enrollment began two weeks earlier than any other state. This provided additional time to avoid historical disruption to the holiday season.

**Mr. Kelly** described how the agents, brokers, and enrollment professionals work with three-quarters of all enrollees. Partnerships with the Department of Insurance, Department of Health and Welfare (DHW), GetInsured, and Sharpen CX made the easier enrollment period possible. For open enrollment 2023, three new carriers are added for a total of eight medical carriers and four dental carriers.

In-person events returned in 2022, building relationships with Idahoans in their home towns. The Hispanic community represents the largest uninsured population and YHI invested in these relationships by attending events and providing a critical link for their health insurance. The "Always Present" advertising campaign was a major contributor of enrollment and revenue stability.

With Medicaid continuous coverage provisions ending in April, YHI continues to work closely with the DHW to assist those who may be eligible for the Advanced Premium Tax Credit. Focus continues on areas of opportunity to further improve the customer experience.

Since its inception, YHI has delivered on the original vision to deliver Idaho solutions, by Idahoans, for Idahoans. The lowest operating costs of any state-based exchange in the country have been maintained along with one of the highest per capita enrollments.

Answering questions, **Mr. Kelly** said the telephony platform allows communication via text directly with the consumer, provides a live chat function, and captures history for any additional contact. There are an estimated 30k Idahoans moving from Medicaid expansion who may be tax credit eligible. One-third of YHI enrollees pay nothing for their plans due to the tax credit.

YHI does not receive federal dollars. Tax credits are paid directly to the insurance carriers from the Department of the Treasury. Consumers discontinued from Medicaid will receive a YHI enrollment notice, the specifics of which are still being formalized.

The assessment fee, which began at a rough estimate of 1.5%, is now at 2.49% with no anticipated increase through 2029. The sixty-day allowance for those leaving Medicaid is typical for persons experiencing qualifying life events. Follow up contact is planned during the sixty-day period.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:45 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Wednesday, February 08, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
DOCKET NO <a href="#">16-0612-2201</a>	<u>Department of Health and Welfare</u> Idaho Child Care Program	Aubrie Hunt, Program Specialist
<a href="#">16-0309-2201</a>	Medicaid Basic Plan Benefits	David Bell, Deputy Administrator of Policy
<a href="#">16-0317-2201</a>	Medicare/Medicaid Coordinated Plan Benefits - ZBR Chapter Rewrite	David Bell
<a href="#">16-0325-2201</a>	Idaho Medicaid Promoting Interoperability - Chapter Repeal	David Bell

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey (Galloway)  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Wednesday, February 08, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey (Galloway), Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**Chairman Vander Woude** turned the gavel over to **Vice Chairman Erickson**.

**DOCKET NO. 16-0612-2201:** **Aubrie Hunt**, Program Manager, Idaho Child Care Program, (ICCP), Department of Health and Welfare, presented **Docket No. 16-0612-2201**. Changes include increasing the eligibility income limit to 175% of the federal poverty limit (FPL). The health and safety compliance for providers is updated to align with federal requirements. The remainder of the changes are in keeping with Zero-Based Regulations (ZBR). The changes will encourage more families to access the program and remain a part of the work force.

**MOTION:** **Rep. Vander Woude** made a motion to approve **Docket No. 16-0612-2201**, with the exception of **Sections 70.01** and **70.03**. **Motion carried by voice vote.** **Rep. Roberts** requested he be recorded as voting **NAY**.

**DOCKET NO. 16-0309-2201:** **David Bell**, Deputy Administrator of Policy Innovation, Division of Medicaid, DHW, presented **Docket No. 16-0309-2201** to update the requirements for fitting prosthetic and orthotic devices. The changes assure podiatrists are allowed to fit devices in keeping with their training.

**MOTION:** **Rep. Dixon (24)** made a motion to accept **Docket No. 16-0309-2201**. **Motion carried by voice vote.**

**DOCKET NO. 16-0317-2201:** **David Bell**, Deputy Administrator of Policy Innovation, Division of Medicaid, DHW, presented **Docket No. 16-0317-2201**. This is a ZBR rewrite of the Medicare/Medicaid coordinated plan benefits (MMCP), with no substantive changes.

**MOTION:** **Rep. Rubel** made a motion to approve **Docket No. 16-0317-2201**. **Motion carried by voice vote.**

**DOCKET NO. 16-0325-2201:** **David Bell**, Deputy Administrator of Policy Innovation, Division of Medicaid, DHW, presented **Docket No. 16-0325-2201** to repeal in its entirety the Medicaid Promoting Interoperability Program which ended in December, 2022.

**MOTION:** **Rep. Roberts** made a motion to approve **Docket No. 16-0325-2201**. **Motion carried by voice vote.**

**Vice Chairman Erickson** turned the gavel over to **Chairman Vander Woude**.



**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:18 a.m.

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Representative Erickson  
Chair

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Irene Moore  
Secretary

**AMENDED AGENDA #1**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Thursday, February 09, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">H 63</a>	Counselors and Therapists	Rep. Young
DOCKET NO <a href="#">15-0102-2201</a>	Adult Protective Services Programs - ZBR Chapter Rewrite	Julie Taylor , Director, Commission on Aging
<a href="#">16-0324-2201</a>	<u>Department of Health and Welfare</u> The Medically Indigent Program - Chapter Repeal	Kristin Matthews, Program Manager
<a href="#">16-0414-2201</a>	Low-Income Home Energy Assistance Program - ZBR Chapter Rewrite	Lisa Johnson, Program Manager
<a href="#">16-0602-2201</a>	Child Care and Foster Care Licensing - ZBR Chapter Rewrite	Kaela Whitehead, Program Specialist

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey (Galloway)  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Thursday, February 09, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey (Galloway), Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:02 a.m.

**MOTION:** **Rep. Dixon (24)** made a motion to approve the minutes of the January 30, 2023, meeting. **Motion carried by voice vote.**

**UNANIMOUS  
CONSENT  
REQUEST:** **Chairman Vander Woude** asked unanimous consent to amend his motion made January 8, 2023, for **Docket No. 16-0612-2201** to include in the exceptions Section 602.02. There being no objection, the request was granted.

**H 63:** **Rep. Julianne Young**, District 30, presented **H 63**. This legislation provides conscience protection for counselors and therapists and recognizes the need for them to disclose their values so a client can choose a counselor with consistent values.

Answering questions, **Rep. Young** explained this is a relationship between individuals who need to be unified in a single set of values and insures the coordinated referral to a more suitable counselor or therapist when there is a conflict.

**Dr. Chad Yates**, Idaho Counseling Association (ICA), Current Public Policy Legislative Chairman, testified **in opposition** to **H 63** which contradicts the code of ethics. Allowing referrals when there are value conflicts can pose a danger to a client and lead to legal action. Training includes working with individuals regardless of their values. The ICA was not consulted during the development of this legislation.

**Amanda Arnold**, ICA Member, testified **in opposition** to **H 63**. This will put clients at risk and contradicts standards. Clients already face long waiting lists and referrals would lead to a longer wait, which is dangerous for this fragile population. The imminent risk transfer to in-patient care does not cover responsibility for follow-up by the counselor when the individual is discharged and at high risk.

**Dr. Ngonidzashe Mpofu**, self, testified **in opposition** to **H 63** stating Idaho already faces a mental health (MH) crisis. This allows counselors to consider their own inconvenience or comfort rather than the need of the client.

**Anna Baird**, ICA, President Elect, Idaho Association for Marriage and Family Counselors, testified **in opposition** to **H 63**, emphasizing she became an MH professional to help individuals, not to serve herself, her own agenda, or put her needs first.

**Peggy McFarland**, Licensed Clinical Counselor, testified **in support of H 63**. The long standing ethical standard allowed the freedom to provide clients adequate information regarding the counseling process and the counselor. The new standards' removal of such ability harms the client with the false promise of a neutral counselor. **H 63** protects and supports clients, therapists, and families without the worry of any penalties.

**Lynn Laird**, Psychologist, testified **in support of H 63**, sharing her concern regarding a national group setting general ethical standards.

**Liz Horn**, Counselor, ICA Member, testified **in opposition to H 63**. Turning away vulnerable individuals will do harm by sending the message they are not worthy of help. Part of being a counselor is understanding one's own values and how to not impose those values on clients.

**Josi Christensen**, ICA Member, Idaho State University Student, testified **in opposition to H 63**. Clients told "their kind" needs to seek counseling elsewhere are already fearful regarding talking to a stranger. This unnecessarily expands the size and scope of the government.

**Mark Hand**, Counselor, testified **in support of H 63**, stating honest relationships and rapport are the base for great outcomes. Clients know when there is an issue with their counselor and appreciate honest and caring practitioners.

**Rep. Young**, in closing, said this legislation doesn't require a counselor to turn away anyone. Instead referrals address whether or not the goals, values, or outcomes would conflict with the client's sincerely held principals. This issue is not addressed in the current code of ethics. This is regarding a fundamental freedom of conscience.

**MOTION:** **Rep. Redman** made a motion to send **H 63** to the floor with a **DO PASS** recommendation.

**SUBSTITUTE MOTION:** **Rep. Rubel** made a substitute motion to **HOLD H 63** in committee.

**VOTE ON SUBSTITUTE MOTION:** **Rep. Gallagher** requested a roll call vote. **Substitute motion failed by a vote of 6 AYE and 7 NAY. Voting in favor of the motion: Reps. Erickson, Dixon (24), Wheeler, Hoy, Rubel, Roberts. Voting in opposition to the motion: Reps. Blanksma, Kingsley, Mitchell, Gallagher, Galloway, Redman, Vander Woude.**

**VOTE ON ORIGINAL MOTION:** A roll call vote was requested. **Original motion carried by a vote of 7 AYE and 6 NAY. Voting in favor of the motion: Reps. Blanksma, Kingsley, Mitchell, Gallagher, Galloway, Redman, Vander Woude. Voting in opposition to the motion: Reps. Erickson, Dixon (24), Wheeler, Hoy, Rubel, Roberts. Rep. Young** will sponsor the bill on the floor.

**Chairman Vander Woude** turned the gavel over to **Vice Chairman Erickson**.

**DOCKET NO. 15-0102-2201:** **Julie Bicknell Taylor**, Director, Commission on Aging, presented **Docket No. 15-0102-2201**. This is a zero base regulation (ZBR) chapter rewrite. It has been streamlined, modernized, and simplified. Nothing relating to protection of vulnerable adults has been lost.

**MOTION:** **Rep. Wheeler** made a motion to approve **Docket No. 15-0102-2201. Motion carried by voice vote.**

**DOCKET NO. 16-0324-2201:** **Kristin Matthews**, Bureau Chief, Department of Health and Welfare (DHW), Division of Medicaid, presented **Docket No. 16-0324-2201** to repeal a section which became obsolete upon passage of **H 735** in 2022.

**MOTION:** **Rep. Roberts** made a motion to approve **Docket No. 16-0324-2201. Motion carried by voice vote.**

**DOCKET NO. 16-0414-2201:** **Lisa Johnson**, Program Manager, Energy Grants, Self Reliance Programs, DHW, presented **Docket No. 16-0414-2201**, a ZBR rewrite for grammatical updates, streamlining and reduction of the regulatory burden. There are no changes to the eligibility requirements.

**MOTION:** **Rep. Dixon (24)** made a motion to approve **Docket No. 16-0414-2201**. **Motion carried by voice vote.**

**DOCKET NO. 16-0602-2201:** **Kaela Whitehead**, Program Specialist, Foster Care Licensing, DHW, Division of Family and Community Services, presented **Docket No. 16-0602-2201**. This is a ZBR rewrite and renames the chapter Child Care and Foster Care Licensing. Changes align with existing licensing standards. Updates include qualifications, suitability, training, home environment, and the maximum number of children within the foster home.

The changes clarify expectations and insure children have safe surroundings with appropriate care. The number of children in a foster home has been increased to six, with additional children allowed based on an assessment and specified criteria. The updates assure persons physically and emotionally able are providing safe surroundings and care.

**Aubrie Hunt**, Program Manager, was invited to answer a question. She explained the listed daycare fees cover the cost of health and safety inspections. Additional inspection costs are underwritten by the Idaho Child Care Association.

**Brenda Felton**, Foster Parent, testified **in support of Docket No. 16-0602-2201**. She shared information regarding the current number of foster children and foster homes. Recruitment is hindered by the requirements surrounding trips outside of Idaho and fencing bodies of water, especially in rural farming areas.

The six children requirement includes family members, which limits the actual number of foster children. This becomes an issue when trying to keep siblings together. She pointed out a side effect of splitting up siblings is the reduction in educational hours when all of the siblings are transported to one location from various areas for visitations several times a week. Foster parents want and can help more.

Answering a question, **Ms. Felton** suggested improvements could include increasing the training requirements from ten to twenty hours to include specialized care training. Also of help would be allowing case workers and court appointed special advocates (CASA) to perform more frequent home visits.

**MOTION:** **Chairman Vander Woude** made a motion to approve **Docket No. 16-0602-2201**.

Speaking to the motion, **Chairman Vander Woude** reminded the committee **Docket No. 16-0602-2201** was held previously when concern was raised regarding child and foster care being in the same rule. An understanding has been reached for a separation of the two categories in 2023.

**VOTE ON MOTION:** **Vice Chairman Erickson** called for a vote on the motion to approve **Docket No. 16-0602-2201**. **Motion carried by voice vote.**

**Vice Chairman Erickson** turned the gavel over to **Chairman Vander Woude**.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 10:45 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

**AMENDED AGENDA #1**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Friday, February 10, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30285</a>	In-Person Visitation Rights	Rep. Young
<a href="#">RS 30205</a>	Medicaid Post-partum Coverage	Rep. Blanksma
<a href="#">RS 30223</a>	Medicaid Expansion Repeal	Rep. Vander Woude

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey (Galloway)  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Friday, February 10, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey (Galloway), Redman, Wheeler, Chew (Hoy), Rubel, Roberts

**ABSENT/  
EXCUSED:** Representative(s) Mitchell, Healey, Wheeler

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**RS 30285:** **Rep. Julianne Young**, District 30, presented **RS 30285**, which includes allowance for the cost of personal protective equipment (PPE) during visitations to be passed onto the visitors. This aligns with essential care givers and other legislation for protecting visitation rights.

**MOTION:** **Rep. Redman** made a motion to introduce **RS 30285**. **Motion carried by voice vote.**

**RS 30205:** **Brody Aston**, representing Voices for Children, presented **RS 30205** to increase the Children's Health Insurance Program (CHIP) coverage for pregnant women and children in order to be closer to the national average.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 30205**. **Motion carried by voice vote.**

**Chairman Vander Woude** turned the gavel over to **Vice Chairman Erickson**.

**RS 30223:** **Rep. John Vander Woude**, District 22, presented **RS 30223** to repeal Medicaid Expansion. This proposed legislation opens the discussion regarding the program's actual costs and benefits.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 30223**. **Motion carried by voice vote. Reps. Roberts, Rubel, and Hoy** requested they be recorded as voting **NAY**.

**Vice Chairman Erickson** turned the gavel over to **Chairman Vander Woude**.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:08 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

**AMENDED AGENDA #1**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Monday, February 13, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#"><u>16-0201-2201</u></a>	Idaho Time Sensitive Emergency System Council - ZBR Chapter Rewrite	Chris Way, Fire Chief, TSE Council
	Department of Health and Welfare - Budget Request Presentation	Dave Jeppesen, Director

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey (Galloway)  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)



MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Monday, February 13, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew (Hoy), Rubel, Roberts

**ABSENT/  
EXCUSED:** Vice Chairman Erickson, Rep. Blanksma

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Roberts** made a motion to approve the minutes of the January 8, 2023, meeting. **Motion carried by voice vote.**

**DOCKET NO.  
16-0201-2201:** **Chris Way**, Chairman, Time Sensitive Emergency (TSE) Council, Fire Chief, Kootenai County, presented **Docket No. 16-0201-2201**. This is a zero based regulation rewrite to update and reflect current and national standards. Removals included redundancy, pediatric trauma standards, and out-of-state surveyors. New Stroke Level II and STEMI II plus have been added, providing higher levels of care.

**MOTION:** **Rep. Roberts** made a motion to approve **Docket No. 16-0201-2201**. **Motion carried by voice vote.**

**Dave Jeppesen**, Director, Department of Health and Welfare (DHW), presented the DHW budget request highlights.

Behavioral health (BH) highlights include the launch of the 988 health crisis line and the award of four youth crisis center start-up grants. Three psychiatric residential treatment facilities are finalizing start-up grants.

Family and community services experienced the addition of twenty-four new positions in 2022 along with a new staffing model. The South West Idaho Treatment Center (SWITC) received a citation-free survey.

He then explained specific budget requests for the Divisions of Family Services, Developmentally Disabled, Division of Welfare, Medicaid, Indirect Support Services, Licensing and Certification, BH, and Public Health.

**Director Jeppesen** shared information on kinship families and the Systemic, Therapeutic, Assessment, Resources, and Treatment (START) Program at SWITC.

The child care stabilization grants utilized American Rescue Plan Act (ARPA) funds and will revert to the original block grant on September, 2023.

**Director Jeppesen** described value-care for Medicaid, its impact on providers and incorporating the Medicaid expansion population.

He updated the committee on the Medicaid Management Information System (MMIS) replacement project, which will include a Request for Proposal (RFP) and annual demonstrations of accomplished milestones.

The receipt authority request addresses excess pharmacy rebates by increased authority and lower state and federal fund obligations, changing the tradition of additional funds carry over.

He explained the Upper Payment Limit (UPL) and its impact on hospitals, federal funds, general funds, emergency medical transports, and home and community based services (HCBS).

The BH Division's new recovery coach academy leverages the experience of persons who have completed recovery. This is a priority of the Idaho Behavioral Health Council and a powerful support for persons in the recovery process.

Due to decreased juveniles within the system, the Idaho Juvenile Corrections block grant is no longer being used. A request has been made to transfer the grant funds to the Youth Crisis Centers.

The addition of six new beds for use at the Syringa Nursing Home will be an ongoing increased amount and incorporated into their base budget. Answering a question, he explained there is an increase in individuals requiring this type of care for psychiatric and complex medical conditions.

The new public health infrastructure five-year grant combines ARPA and non-ARPA funds, allowing the Public Health District (PHD) to determine their infrastructure. Through sub grants 75% of the funds will go directly to the PHDs.

**Director Jeppesen** explained the Healthcare Directive Registry, which is easy to use, secures the information, and is accessible for physicians.

The 2022 Office of Performance Evaluations report recommended an overall review of the Emergency Medical Services model. Funding has been requested for a contractor to help the existing work group develop proposals for the 2024 legislative session.

Responding to a question, **Director Jeppesen**, explained the SWITC remodel revealed more asbestos than expected for the demolition. The Centers for Medicare and Medicaid Services' (CMS) final approval is required before they can break ground.

**ADJOURN:**

There being no further business to come before the committee, the meeting adjourned at 10:45 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Tuesday, February 14, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

SUBJECT	DESCRIPTION	PRESENTER
<a href="#">H 70</a>	County Indigent Services Repeal	Kelli Brassfield, Idaho Association of Counties

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew (Hoy)  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
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Phone: 332-1138  
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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Tuesday, February 14, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew (Hoy), Rubel, Roberts

**ABSENT/  
EXCUSED:** Representative(s) Kingsley

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Dixon (24)** made a motion to approve the minutes of the February 2 and 10, 2023 meetings. **Motion carried by voice vote.**

**H 70:** **Kelli Brassfield**, Idaho Association of Counties, presented **H 70**. This legislation is part of the repeal of the Catastrophic Health Care Program (CAT) and the county indigent program. It provides a path forward for claim settlement requests. Funds from seat belt fines are no longer required. The CAT fund account is repealed. The Catastrophic Health Care Board is extended until the end of September 2023 to allow for the completion of the audit and annual reports.

**MOTION:** **Rep. Healey** made a motion to send **H 70** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Chairman Vander Woude** will sponsor the bill on the floor.

Committee discussion followed regarding the germane committee report for the Department of Health and Welfare's budget request which Chairman Vander Woude will present to the Joint Appropriations Finance Committee on February 15, 2023.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:25 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Wednesday, February 15, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30310</a>	Bridge Year Physicians	Rep. Wheeler
<a href="#">RS 30190</a>	Vaccines - Administering	Senator Nichols
<a href="#">H 31</a>	Certified Medical Assistants	Rep. Healey
<a href="#">H 81</a>	Maternal Mortality Review Committee - Sunset Date	Rep. Healey

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
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Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Wednesday, February 15, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:01 a.m.

**MOTION:** **Rep. Roberts** made a motion to approve the minutes of the February 1, 7, and 9, 2023, meetings. **Motion carried by voice vote.**

**RS 30310:** **Rep. Wheeler**, District 35, presented **RS 30310** to create a limited bridge year physicians license for medical school graduates not matched with a residency program. These physicians can fill gaps in the healthcare provider workforce.

**MOTION:** **Rep. Blanksma** made a motion to Introduce **RS 30310**. **Motion carried voice vote.**

**RS 30190:** **Sen. Nichols**, District 10, presented **RS 30190** to amend code with a new section preventing the providing or administering of a vaccine using messenger ribonucleic acid (mRNA) technology for any human or animal in Idaho. This vaccine was fast tracked with no data access or informed consent. She stated the doctor who invented it says it is neither safe nor effective. There are other options available.

Answering committee questions, **Sen. Nichols** explained conflicting reports on its approval process raise concern. Moderna and Pfizer are the best known mRNA vaccines.

**MOTION:** **Rep. Healey** made a motion to introduce **RS 30190**.

**ROLL CALL  
VOTE:** **Rep. Gallagher** requested a roll call vote. **Motion carried by a vote of 11 AYE and 2 NAY. Voting in favor of the motion: Reps. Erickson, Blanksma, Kingsley, Mitchell, Dixon (24), Gallagher, Healey, Redman, Wheeler, Rubel, Vander Woude. Voting in opposition to the motion: Reps. Chew, Roberts.**

**H 31:** **Rep. Dori Healey**, District 15, presented **H 31**, to provide medication certification within a skilled nursing facility, under the supervision of a registered nurse. The certification requirement is updated to include curriculums approved by the national council of state boards of nursing. Certification exams have been improved to encompass nationally or regionally recognized testing organizations offering exams for medication aides.

**MOTION:** **Rep. Wheeler** made a motion to send **H 31** to the floor with a **DO PASS** recommendation. **Motion carried by a voice vote.** **Rep. Healey** will sponsor the bill on the floor.

**H 81:** **Rep. Healey**, District 15, presented **H 81**. To remove the Maternity Mortality Review Committee's (MMRC) sunset date. Established in 2019, the importance of the MMRC reviews have highlighted the need for improved knowledge, treatment, and follow up.

Responding to questions, **Rep. Healey** stated the federal \$10k grant has no end date. The data is housed within the Department of Health and Welfare.

**Dr. Suzanne Hubele**, Family Physician, Idaho Academy of Family Physicians, testified **in support of H 81**. The MMRC reviews have proven valuable to the recommendation process.

**Ayla Birch**, Policy Intern, Idaho Voices for Children, testified **in support of H 81**. The MMRC reports show preventable maternal deaths rise during the period of 43 to 365 days after birth. As the only group identifying risk factors, they will help prevent future deaths and improve overall health care costs and services.

**Fred Birnbaum**, Idaho Freedom Foundation, testified **in opposition to H 81**. The committee is not necessary. The reported deaths indicate eight of the eleven women who died in 2020 were already Medicaid participants and six were pregnant at the time of death. The reported recommendations from the committee have nothing to do with maternity.

**Dr. Martha Lund**, American Association of University Women, testified **in support of H 81**. The rising U.S. pregnancy related death rates are higher than any other country. Nationwide MMRCs have been effective in reducing rates through educational initiatives and establishing safer protocols.

**Elke Shaw-Tulloch**, Administrator, Division of Public Health, Department of Health and Welfare, testified **in support of H 81**. MMRC is a voluntary multi-disciplinary group which helps to identify factors for collaborative action. Information is confidential, even from its members.

**Stacy Thomas Seyb**, Physician, High-risk Obstetrics, Chairman, MMRC, testified **in support of H 81**. Since the committee members are volunteers, operating costs are for obtaining and assembling the confidential information.

**MOTION:** **Vice Chairman Erickson** made a motion to **HOLD H 81** in committee for one day. **Motion carried by voice vote.**

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 10:01 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Thursday, February 16, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">H 28</a>	Idaho Allied Health Professionals Board	Tim Frost
<a href="#">H 81</a>	Maternal Mortality Review Committee	Rep. Healey
<a href="#">H 83</a>	Conrad J-1 Visa Waiver Program	Rep. Healey
<a href="#">H 84</a>	Rural Nursing Loan Repayment Program	Rep. Healey

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
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Rep Roberts

COMMITTEE SECRETARY

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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Thursday, February 16, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Dixon (24)** made a motion to approve the minutes of the February 6 and 14, 2023, meetings. **Motion carried by voice vote.**

**H 28:** **Rep. Erickson** made a motion to **HOLD H 28** in committee.

**Tim Frost**, Deputy Administrator, Division of Occupational and Professional Licenses, gave an update on the progress of **H 28**, which was held for time certain, 14 days, on February 2, 2023. Stakeholder discussions, which will continue, have highlighted adjustments to the board's composition.

**VOTE ON MOTION:** **Chairman Vander Woude** called for a vote on the motion. **Motion carried by voice vote.**

**H 81:** **Rep. Blanksma** made a motion to **HOLD H 81** in committee. **Motion carried by voice vote. Reps. Rubel and Chew** requested they be recorded as voting **NAY**.

**H 83:** **Rep. Dori Healey**, District 15, presented **H 83** for the Conrad J-1 Visa Waiver. This legislation amends the application process by expanding the submissions cap to five per facility. It also decreases the amount of time a facility must attempt to fill a vacancy with a U.S. citizen. The sliding fee scale is removed and a new requirement for a letter of recommendation is added.

**MOTION:** **Rep. Blanksma** made a motion to send **H 83** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Healey** will sponsor the bill on the floor.

**H 84:** **Rep. Dori Healey**, District 15, presented **H 84** to establish the rural nursing loan repayment program and fund. The loan payments are graduated over three years for a maximum of \$25k, not to exceed the verified nursing educational debt. Eligibility for the nurses and sites are specified. A 2029 sunset date is stipulated.

Answering questions **Rep. Healey** said the sunset date eliminates any funding requests when the educational allocated funds end. Setting a minimum of twenty hours per week acknowledges the age of the nurses who are just out of school. The nurses are not required to work at the facility beyond the three years of the program.

**Brian Whitlock**, President, Idaho Hospital Association, testified **in support of H 84**. An existing Department of Health and Welfare physician advisory board is structured to receive specific medical student fees. To include this fund, with receipts from private and corporate entities, would be an issue.

**MOTION:** Rep. Rubel made a motion to send **H 84** to the floor with a **DO PASS** recommendation.

**ROLL CALL VOTE:** Rep. Gallagher requested a roll call vote. **Motion carried by a vote of 8 AYE and 5 NAY. Voting in favor of the motion: Reps. Erickson, Dixon (24), Healey, Wheeler, Chew, Rubel, Roberts, Vander Woude. Voting in opposition to the motion: Reps. Blanksma, Kingsley, Mitchell, Gallagher, Redman. Rep. Healey will sponsor the bill on the floor.**

**Chairman Vander Woude** and the committee thanked **Ashton Erickson** for his work as the committee's page during the first half of the session.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:27 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Friday, February 17, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30182</a>	Public Health Districts - Informed Consent Oversight	Rep. Redman
<a href="#">RS 30362</a>	Virtual Health Care	Rep. Redman
<a href="#">RS 30342</a>	SNAP - Work Requirement	Rep. Andrus

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Friday, February 17, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Roberts** made a motion to approve the minutes for the February 13, 2023, meeting. **Motion carried by voice vote.**

**RS 30182:** **Rep. Jordan Redman**, District 3, presented **RS 30182** to assure the public receives all risk analysis and information from the Public Health Boards.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 30182**. **Motion carried by voice vote.**

**RS 30362:** **Rep. Jordan Redman**, District 3, presented **RS 30362** for expanding telehealth access in rural and underserved areas. It also changes the term "telehealth" to "virtual care" and clarifies practice requirements.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 30362**. **Motion carried by voice vote.**

**RS 30342:** **Rep. Kevin Andrus**, District 35, presented **RS 30342** for the Supplemental Nutrition Assistance Program (SNAP) benefit work requirements. The current federal work requirement is expanded to specify waiver authorization parameters and exemptions.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 30342**. **Motion carried by voice vote.**

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:11 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Monday, February 20, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

SUBJECT	DESCRIPTION	PRESENTER
<a href="#">H 64</a>	Residential Care Visitions	Rep. Young
	Association of Home Care Agencies	Nichole Claiborn Jackie Smith Branden Beier

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Monday, February 20, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**H 64:** **Chairman Vander Woude** called the meeting to order at 9:00 a.m. He introduced **Caitlin Yang**, the committee page for the second half of the session.

**Rep. Julianne Young**, District 30, presented **H 64** to add "in-person" to the allowed types of care facility visitations. Stipulation is also made to assure the standards for visitors and staff are the same. This bill is silent on vaccine requirements.

**Mary Kay Alix**, self, testified in **opposition** to **H 64**, stating in-person visitations should be a basic matter of routine. This legislation codifies what never should have happened during the pandemic.

**Sydney Alix**, self, testified in **opposition** to **H 64**. The precautionary measures limit visitors and, as many experienced during the pandemic, cause harm to the elderly.

**Linda Hines**, Owner, Grace Assisted Living and Memory Care, testified in **support** of **H 64**. She explained the screening for staff or family members at her facilities only consists of taking the person's temperature and asking questions regarding their current health. It has never included vaccination questions or proof. Answering questions, she said the Public Health Districts gave differing instructions during the Pandemic without input from stakeholders.

In closing remarks, **Rep. Young** emphasized this legislation was instituted on behalf of the facility owners who asked for help during the pandemic. In-person visitation is the most important part of this bill. A care facility is going to make reasonable requirements to maintain their staff, which will naturally flow to visitors.

**MOTION:** **Rep. Healey** made a motion to send **H 64** to the floor with a **DO PASS** recommendation.

**SUBSTITUTE MOTION:** **Rep. Gallagher** made a substitute motion to send **H 64** to General Orders to remove Section 20. **Motion failed by a voice vote.**

**VOTE ON ORIGINAL MOTION:** **Chairman Vander Woude** called for a vote on the motion to send **H 64** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Gallagher** requested she be recorded as voting **NAY**. **Rep. Young** will sponsor the bill on the floor.

**Jackie Smith**, President, Idaho Association of Home Care Agencies (IAHCA) presented information regarding the association. She described their support services for persons wishing to age in place. Members are paid through Medicaid, the Veterans Administration, or privately. The current 70% to 80% rate of Medicaid clients to all participants is increasing.

Administrative costs are increasing due to requirements for training, oversight, documentation, overtime, health insurance costs, and the electronic visit verification mandate. Cost cutting measures have included minimizing staff, limiting caregiver hours, and shifting costs to their applicants.

Keeping participants in their homes saves money by helping them remain stable outside of the expensive long-term care facilities, emergency rooms, and hospitals.

**Branden Beier**, Vice President, IAHC, explained the nationwide caregiver shortage causes include an increased aging population, low Medicaid reimbursement, and increased wage competition from outside of the industry. The emergency waiver allowing spouses and parents to care for loved ones will cause further shortages when it ends in May, 2023. With only a \$2.54 increase from 2009 to 2020, they are requesting a rate increase effective July 1, 2023.

Answering a committee question, **Robert Vande Merwe**, representing the IAHC, stated the cost of care facilities is \$9k per month. **Mr. Beier** further answered the question by stating home care, which fluctuates from eight to fifteen hours per week, costs \$2k to \$3k per month.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:49 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

**AMENDED AGENDA #2**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Tuesday, February 21, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30394</a>	Managed Care	Rep. Redman

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)



MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Tuesday, February 21, 2023  
**TIME:** 9:00 A.M.  
**PLACE:** Room EW20  
**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts  
**ABSENT/  
EXCUSED:** None  
**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.  
**Chairman Vander Woude** called the meeting to order at 9:00 a.m.  
**MOTION:** **Rep. Dixon (24)** made a motion to approve the minutes of the February 15 and 16, 2023, meetings. **Motion carried by voice vote.**  
**RS 30394:** **Rep. Jordan Redman**, District 3, presented **RS 30394** to move the current Medicaid program onto a managed care program. A third party administrator would be liable for any costs exceeding the per-member per-month bid.  
**MOTION:** **Rep. Healey** made a motion to introduce **RS 30394**. **Motion carried by voice vote.** **Rep. Roberts** requested he be recorded as voting **NAY**.  
**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:07 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Wednesday, February 22, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30372</a>	Public Assistance Programs	Rep. Vander Woude
<a href="#">RS 30397</a>	Facilities - Caregivers - Visitations	Rep. Young
<a href="#">H 161</a>	Supplemental Nutrition Assistance Program	Rep. Andrus
<a href="#">H 153</a>	Bridge Year Physicians	Rep. Wheeler

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Wednesday, February 22, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Roberts** made a motion to approve the minutes of the February 17, 2023, meeting. **Motion carried by voice vote.**

**Chairman Vander Woude** turned the gavel over to **Vice Chairman Erickson**.

**RS 30372:** **Rep. John Vander Woude**, District 22, presented **RS 30372** to direct any changes in public assistance program eligibility requirements be done in statute.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 30372**. **Motion carried by voice vote.**

**Vice Chairman Erickson** turned the gavel over to **Chairman Vander Woude**.

**RS 30397:** **Rep. Julianne Young**, District 30, presented **RS 30397** to clarify the essential caregiver statute by providing for multiple essential caregivers and including in-person visitation. It also allows caregiver designations by persons with legal authority.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 30397**. **Motion carried by voice vote.**

**H 161:** **Rep. Kevin Andrus**, District 35, presented **H 161**. There are 26k able-bodied Idaho adults receiving Supplemental Nutrition Assistance Program (SNAP) benefits. Of those, 15k have no dependents. This legislation requires SNAP participants to be working, volunteering, in training, or in school.

**Mr. Scott Centurino**, Senior Fellow, Foundation for Government Accountability, Visiting Fellow, Opportunity Solutions Project, provided national context for **H 161**. This legislation is designed to create a true statewide requirement for SNAP enrolled able-bodied adults who can and should be working.

Under federal law there are two SNAP work requirements, able-bodied adults, under fifty years of age, without dependents (ABAWD) and general work requirements.

For the ABAWD geographic waivers, legislative approval will now be required. The current federal no-good-cause exemption for up to 12% of the ABAWD has developed a stockpile during the Public Health Emergency. Considering it would allow over ten months of exemptions, stipulation is made for the stockpile's non use.

The general work requirement for specific SNAP able-bodied adults is thirty hours a week or participation in an employment training program. Since training programs are federally mandated, **H 161** codifies the current practice.

**Kristin Matthews**, Bureau Chief, Self-reliance Programs, Department of Health and Welfare (DHW), was invited to answer committee questions. She said the requirement for legislative approval could result in the loss of federal funding and the suspension of the plan when changes occur outside of the legislature's session. There is no geographic waiver currently in effect. Participants are screened for SNAP benefits upon application and at six-month intervals. Referrals are made to the contracted training program provider. Participants who do not comply are sanctioned for up to six months.

In closing, **Rep. Andrus** stated the DHW has a lot of latitude to exempt enrollees based on unforeseen situations. This legislation helps individuals to get on their feet and working.

**MOTION:** **Rep. Wheeler** made a motion to send **H 161** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Reps. Roberts, Rubel, and Chew** requested they be recorded as voting **NAY.** **Rep. Andrus** will sponsor the bill on the floor.

**H 153:** **Rep. Josh Wheeler**, District 35, presented **H 153** directing the Idaho Board of Medicine (BOM) to create a one-year bridge license for medical students who have not matched with a residency program. These graduates have completed steps one and two of the United States Medical Licensing Examination (USMLE). The BOM can charge up to \$300 to cover any administrative burden. Answering a question, he said this does not apply to individuals who have been unmatched with a residency program beyond one year.

**MOTION:** **Rep. Dixon (24)** made a motion to send **H 153** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Wheeler** will sponsor the bill on the floor.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:49 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

**AMENDED AGENDA #2**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Thursday, February 23, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30438</a>	Medicaid Eligibility - Postpartum	Rep. Blanksma
<a href="#">RS 30437</a>	Medicaid Managed Care	Rep. Redman
<a href="#">H 162</a>	Virtual Health Care.	Rep. Redman
	Suicide Prevention in Idaho	Mike Sandvig, President Emeritus, NAMI Lee Flinn, Director, Idaho Crisis & Suicide Hotline Stewart Wilder, ISPAC

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Thursday, February 23, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**RS 30438:** **Rep. Megan Blanksma**, District 8, presented **RS 30438**, replacing **H 122**, to increase the Medicaid federal poverty level from 185% to 205% for pregnant women.

**MOTION:** **Vice Chairman Erickson** made a motion to introduce **RS 30438**. **Motion carried by voice vote.**

**RS 30437:** **Rep. Jordan Redman**, District 3, presented **RS 30437** to transition Medicaid to a managed care program.

**MOTION:** **Rep. Dixon (24)** made a motion to introduce **RS 30437**. **Motion carried by voice vote.**

**H 162:** **Rep. Jordan Redman**, District 3, presented **H 162** for virtual health care. The Telehealth Care Access Act is renamed and updates are made to capture best practice while insuring patient safety.

**MOTION:** **Rep. Roberts** made a motion to send **H 162** to the floor with a **DO PASS** recommendation.

**Nancy Powell**, Executive Director, Independent Doctors of Idaho, testified in support of **H 162**. Forty-three percent of their members consider telehealth a large priority and saw an increase in use during the pandemic. Virtual health care has been successful, is especially useful in addressing long wait times, and provides better care in rural areas.

**VOTE ON MOTION:** **Chairman Vander Woude** called for a vote on the motion to send **H 162** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Redman** will sponsor the bill on the floor.

**Mike Sandvig**, President Emeritus, National Alliance on Mental Illness (NAMI), presented information regarding its origin, mission, local affiliates, and statewide support groups. He stated mental illness is a medical condition which can occur before fourteen years of age. The average delay between the onset of symptoms and treatment is eleven years. With identification and treatment there is a hope for recovery.

With affordable mental health (MH) coverage a vital component, he requested a Medicaid expansion replacement be approved before any repeal of the current program.

**Beth Markley**, Executive Director, NAMI, answering a question explained the Rosebud youth program, a peer support group in schools to help reduce isolationism, debunk the MH stigma, and provide a safe place where students can discuss a variety of topics.

**Lee Flinn**, Director, Idaho Crisis & Suicide Hotline, shared the history of the suicide hotline, the new 988 hotline, and the 208 hotline. There is also a non-public dedicated law enforcement line. They partner with the Department of Correction and several county jails to provide non-cost calls. She described the crisis responder focus and the use of crisis mobile units.

**Stewart Wilder**, Co-chairman, Idaho Suicide Prevention Action Collective (ISPAC), updated the committee on the collective's history, oversight of the 5-year suicide prevention plan, and the status of the next plan for 2024 to 2029.

**Teresa Abbott**, Suicide Prevention Manager, Department of Health and Welfare, was invited to answer committee questions. In the schools they provide both the Question, Persuade, Refer (QPR) and Sources of Strength training programs. Returning veterans face issues with isolation, post-traumatic stress, and an aversion to reaching out for help.

**Lee Flinn** responded to additional questions. She said they now have employees, not volunteers, answering the hotlines. The calls are routed through a national line. Between the greeting and option tree it takes at least a minute for a caller to be connected. This is a continued issue and discussion point for all of the states. A missing piece for higher risk support is the ability to refer callers under eighteen years of age to juvenile crisis centers. Work continues on expanding their memorandums of understanding (MOU) to all of the jails and including staff.

**ADJOURN:**

There being no further business to come before the committee, the meeting adjourned at 10:00 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

**AMENDED AGENDA #1**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Friday, February 24, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30459</a>	Medicaid Amendments and Waivers	Rep. Blanksma
<a href="#">RS 30335</a>	Daycare Licenses	Rep. Erickson
<a href="#">RS 30373</a>	Pharmacy Benefit Managers	Rep. Redman
<a href="#">RS 30448</a>	Rural Nursing Loan Repayment Program	Rep. Healey
<a href="#">RS 30464</a>	Gestational Agreement Act	Rep. Healey

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)



MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Friday, February 24, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Dixon (24)** made a motion to approve the minutes of the February 20 and 21, 2023, meetings. **Motion carried by voice vote.**

**RS 30459:** **Rep. Blanksma**, District 8, presented **RS 30459**, stipulating plan amendments and waivers require legislative approval.

**MOTION:** **Vice Chairman Erickson** made a motion to introduce **RS 30459. Motion carried by voice vote.**

**RS 30335:** **Rep. Marco Erickson**, District 33, presented **RS 30335** to clarify the age group covered in this section of daycare license code and simplify the applicable schools reference.

**MOTION:** **Rep. Rubel** made a motion to introduce **RS 30335. Motion carried by voice vote.**

**RS 30373:** **Rep. Jordan Redman**, District 3, presented **RS 30373** to clarify the Pharmacy Benefit Managers law passed in 2020.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 30373. Motion carried by voice vote.**

**RS 30448:** **Rep. Dori Healey**, District 15, presented **RS 30448**, which replaces **H 84**, the nurse loan repayment program. The weekly minimum hours have been increased to 32, a rural health definition and veteran facilities have been added, and the fiscal note has been simplified.

**MOTION:** **Rep. Rubel** made a motion to introduce **RS 30448. Motion carried by voice vote.**

**RS 30464:** **Rep. Dori Healey**, District 15, presented **RS 30464** the Gestational Carrier Act to establish standards and procedures for protecting both the parentage and welfare of children born as a result of gestational agreements.

**MOTION:** **Rep. Dixon (24)** made a motion to introduce **RS 30464. Motion carried by voice vote.**

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:08 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Monday, February 27, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30424</a>	Medical Consent - Natural Death	Rep. Healey
<a href="#">RS 30447</a>	Medical Consent - Pelvic Exams	Rep. Green

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Monday, February 27, 2023  
**TIME:** 9:00 A.M.  
**PLACE:** Room EW20  
**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley (Crawford), Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts  
**ABSENT/  
EXCUSED:** Representative Blanksma  
**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.  
**Chairman Vander Woude** called the meeting to order at 9:00 a.m.  
**RS 30424:** **Rep. Dori Healey**, District 15, presented **RS 30424**. The changes for Title 39, Chapter 45, update and clarify the definitions, purposes, applications, consent to care, blood testing, advanced care planning documentation, immunity, and the Health Care Directive Registry.  
**MOTION:** **Rep. Roberts** made a motion to introduce **RS 30424**. **Motion carried by voice vote.**  
**RS 30447:** **Rep. Brooke Green**, District 18, presented **RS 30447** which codifies the best practices for the informed consent for unconscious patient pelvic exams. Specification is made for authorization and when an exam can be made.  
**MOTION:** **Rep. Dixon (24)** made a motion to introduce **RS 30447**. **Motion carried by voice vote.**  
**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:05 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

**AMENDED AGENDA #1**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Tuesday, February 28, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30499</a>	In-Person Visitations	Rep. Young
<a href="#">H 61</a>	Telehealth Access Act	Rep. Young
<a href="#">H 82</a>	Idaho Dietary Supplement Act	Rep. Gallagher

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley (Crawford)  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Tuesday, February 28, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley (Crawford), Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Vice Chairman Erickson** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Dixon (24)** made a motion to approve the minutes of the February 22, 23, and 24, 2023, meetings. **Motion carried by voice vote.**

**Vice Chairman Erickson** welcomed **Rep. Crawford**, who is substituting for **Rep. Kingsley** this week.

**RS 30499:** **Rep. Julianne Young**, District 30, presented **RS 30499** which replaces **H 64** for in-person visitation in residential care settings. Additional language stipulates facilities may not use more stringent precautions for visitors than what is required for staff.

**MOTION:** **Rep. Redman** made a motion to introduce **RS 30499**. **Motion carried by voice vote.**

**H 61:** **Rep. Julianne Young**, District 30, presented **H 61** to address a critical lack of mental and behavioral health care in Idaho. She shared a personal experience when seeking mental health care for a family member. With in-state counselor shortages, families are forced to go to other states, which can lead to less frequent help. Waived during the pandemic, the use of telehealth has addressed this shortage and allowed the use of counselors from other states.

Stipulation is made regarding providers being subject to Idaho rules and regulations, including prescription management program participation. Practice privileges can be revoked for non-compliance and the provider can be reported to their state board.

**Vice Chairman Erickson** turned the gavel over to **Chairman Vander Woude**.

Answering committee questions, **Rep. Young** emphasized this is not a carte blanche opportunity. This opens the door for specialized counselors who otherwise might not be available to Idaho citizens. Next session she would be able to bring legislation addressing any terminology changes. Participants must be licensed in a state with similar requirements and they must be in good standing. Most individuals would prefer in-person providers, if they were available.

**MOTION:** **Rep. Redman** made a motion to send **H 61** to the floor with a **DO PASS** recommendation.

**Kate Haas**, Kestral West, representing Cisero Action, testified **in support** of **H 61**. As a mental health combating tool, **H 61** helps Idahoans meet their needs without diluting in-state providers. It addresses the mobility of our population and helps individuals moving into Idaho maintain their original provider relationships.

**Lupe Wissel**, AARP, testified in support of **H 61**. Telehealth makes a positive impact on the lives of older Idahoans and their families. This legislation expands the services available and changes the way we view healthcare, putting the control in the hands of the individual. Not only rural areas can benefit, but also caregivers who cannot take time away from their loved ones to care for themselves.

**VOTE ON MOTION:**

**Chairman Vander Woude** called for a vote on the motion to send **H 61** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Young** will sponsor the bill on the floor.

**H 82:**

**Rep. Jacyn Gallagher**, District 9, presented **H 82**. This legislation amends Title 37 with a new chapter called the Idaho Supplementary Act and cements current regulations which were enacted in 2022. She shared information on a variety of studies and the impact of supplements on the health of individuals.

**MOTION:**

**Rep. Dixon (24)** made a motion to send **H 82** to the floor with a **DO PASS** recommendation.

Responding to questions, **Rep. Gallagher** said safety measures already exist for new supplements and vitamins. A federal ban on a vitamin or supplement made in Idaho would not cease its sale within our state.

**Greg Ferch**, Chiropractor, testified in support of **H 82**. Some supplements appeared to be very effective during the Pandemic. This legislation helps Idahoans continue access to healthcare products during times when there might be a federal plan to limit access to those products.

A committee member expressed concern with a potential conflict with the federal Supremacy Clause and the cost of a lawsuit.

**SUBSTITUTE MOTION:**

**Rep. Chew** made a substitute motion to **HOLD H 82** in committee for time certain, March 2, 2023. **Motion failed by voice vote.**

**VOTE ON ORIGINAL MOTION:**

**Chairman Vander Woude** called for a vote on the motion to send **H 82** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Rubel** requested she be recorded as voting **NAY. Rep. Gallagher** will sponsor the bill on the floor.

**ADJOURN:**

There being no further business to come before the committee, the meeting adjourned at 10:16 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Wednesday, March 01, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">H 192</a>	Public Assistance - Changes	Rep. Vander Woude
<a href="#">H 213</a>	Rural Nursing Loan Repayment Program	Rep. Healey
<a href="#">RS 30518</a>	Rule Rejection - Assisted Living Facilities	Rep. Healey

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley (Crawford)  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Wednesday, March 01, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley (Crawford), Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Roberts** made a motion to approve the minutes of the February 27, 2023, meeting. **Motion carried by voice vote.**

**Chairman Vander Woude** turned the gavel over to **Vice Chairman Erickson**.

**H 192:** **Rep. John Vander Woude**, District 22, presented **H 192** to clarify public assistance program benefit eligibility changes must be done by statute, not by rule. Answering a question, he said program increases are normally in statute.

**MOTION:** **Rep. Dixon (24)** made a motion to send **H 192** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Reps. Roberts, Chew, and Rubel** requested they be recorded as voting **NAY.** **Rep. Vander Woude** will sponsor the bill on the floor.

**Vice Chairman Erickson** turned the gavel over to **Chairman Vander Woude**.

**H 213:** **Rep. Dori Healey**, District 15, presented **H 213** which replaces **H 84**. This legislation is for an education payback incentive to attract new nurses to work in specified locations. Nursing shortages are anticipated in the near future due to an aging nursing population and the growing need for specialized care. Of the 775 annual nursing program graduates, only 80% remain in Idaho. This program is expected to increase that percentage. She explained the graduated costs of the five-year program.

**Fred Birnbaum**, Idaho Freedom Foundation, testified in **opposition** to **H 213**. He expressed concern regarding the nurses not asking for this program, the possibility of other ways to attract nurses, broad standards, and using public assistance to solve a shortage.

**MOTION:** **Rep. Wheeler** made a motion to send **H 213** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Reps. Gallagher, Crawford, Mitchell, and Redman** requested they be recorded as voting **NAY.** **Rep. Healey** will sponsor the bill on the floor.

**RS 30518:** **Rep. Dori Healey**, District 15, presented **RS 30518**, proposed legislation to remove three rule sections of Idaho Code which are an unnecessary burden to assisted living and nursing facilities. The sections are not consistent with legislative intent.

**MOTION:** **Rep. Redman** made a motion to introduce **RS 30518.** **Motion carried by voice vote.**



**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:28 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

**AMENDED AGENDA #1**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Thursday, March 02, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">S 1005</a>	Immunizations - Daycare Facilities	Senator Herndon
<a href="#">H 216</a>	Gestational Agreements Act	Rep. Green Rep. Healey
<a href="#">RS 30545</a>	Gestational Agreements Act	Rep. Green Rep. Healey

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley (Crawford)  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Thursday, March 02, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley (Crawford), Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** Vice Chairman Erickson, Reps. Blanksma, Mitchell

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**S 1005:** **Sen. Scott Herndon**, District 1, presented **S 1005**, to require licensed day-care facilities communicate immunization requirements and exemptions to parents, mirroring what is required for the schools. This impacts licensed facilities with seven or more children. The Department of Health and Welfare (DHW) is asked to transmit the information to the facilities when licenses are renewed.

Answering questions, **Sen. Herndon** said local licensing entities must follow the state-level licensing requirements. There are no stipulations regarding the communication method.

**MOTION:** **Rep. Roberts** made a motion to send **S 1005** to the floor with a **DO PASS** recommendation.

**Sara Clendenon**, representing Health Freedom Idaho, testified **in support of S 1005**. This ensures parents are told the same for schools and daycare. This assures transparency and a fully-informed consent.

**VOTE ON MOTION:** **Chairman Vander Woude** called for a vote on the motion to send **S 1005** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Redman** will sponsor the bill on the floor.

**H 216:** **Rep. Brooke Green**, District 18, presented **H 216**, to address a lack of law and codify best practices for the use of gestational carriers. Without any laws, an open question exists whether the surrogacy contracts are enforceable. The legal definition of a mother includes the birth mother, who would be the surrogate. Without any statute guidance, the current practice requires the surrogate and biological mother appear in court where the surrogate must relinquish her rights to the child and the biological mother must adopt the child. Additionally, this legislation will prevent abuse of the system in a variety of ways. Sideboards assure everyone experiences the agreed upon expectations.

**Rep. Dori Healey**, District 15, further presented **H 216**. The Gestational Carrier Agreement acknowledges enforceable contracts for surrogates, parents, and infants. It gives parents authority over the child at birth without amending the birth record. It provides assurance the biological parents will be recognized and establishes oversight for an unregulated industry. It also stipulates there are no receipts of federal or state funds allowed during surrogacy.

**Shaylyn Pease, Dr. Kevin Maas, Yuki Ohi-Maas, Renee Ripley, Maureen Tennyson, Melissa Sherman, Crystal Kulack, and Connie Aceves**, testified in support of **H 216**. They shared their stories of health issues, use of a surrogate, and their children. They also shared the emotional turmoil experienced as either surrogates or biological mothers when they had to appear in court and prove their parental rights to adopt their biological child. Husbands signed a paper and were automatically the legal or non-legal fathers. The process was spelled out clearly in legal and medical paperwork. It was a disconnect to then be treated contrary to the contracts after the birth.

In closing comments **Rep. Green** said annually there are surrogacy services used by approximately ten Idaho residents and 100 non-Idaho residents. This legislation addresses the fundamental right to reproduce and provides a smooth transition into parenthood while assuring babies are going home to their families.

**MOTION:** **Rep. Wheeler** made a motion to **HOLD H 216** in committee. **Motion carried by voice vote.**

**RS 30545:** **Chairman Vander Woude** brought **RS 30545** before the committee, stating it is a replacement for **H 216**.

**MOTION:** **Rep. Roberts** made a motion to introduce **RS 30545** and recommend it be sent directly to the Second Reading Calendar. **Motion carried by voice vote.** **Reps. Green** and **Healey** will sponsor the bill on the floor.

**ADJOURN:** There being no further business to come before the committee the meeting adjourned at 10:00 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Friday, March 03, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30537</a>	Pharmacy Record Audits	Pam Eaton, Idaho State Pharmacy Association
<a href="#">H 212</a>	Daycare License	Rep. Erickson
<a href="#">H 193</a>	Essential Caregivers	Rep. Young

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley (Crawford)  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Friday, March 03, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley (Crawford), Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** Representative(s) Redman

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**RS 30537:** **Pam Eaton**, President, CEO, Idaho State Pharmacy Association, presented **RS 30537**, proposed legislation to establish minimum uniform standards and criteria for the audit of pharmacy records on behalf of pharmacy benefit managers and other authorized entities.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 30537**. **Motion carried by voice vote.**

**H 212:** **Rep. Marco Erickson**, District 33, presented **H 212**, with changes to assure the daycare licensing rules apply to facilities for children under four years of age. Answering a question he said the previous specified schools have been changed to reflect schools in general.

**MOTION:** **Rep. Rubel** made a motion to send **H 212** to the floor with a **DO PASS** recommendation.

**Kate Haas**, Kestral West, testified **in support** of **H 212**. This helps micro-schools, alternative educational environments, and codifies the status quo.

**VOTE ON MOTION:** **Chairman Vander Woude** called for a vote on the motion to send **H 212** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Erickson** will sponsor the bill on the floor.

**H 193:** **Rep. Julianne Young**, District 30, presented **H 193**. This legislation clarifies the definition of essential caregivers in a variety of health care facilities. It also provides for the inclusion of family members, guardians, or some other type of custodian, as in the case of minors.

**Toni Lawson**, Vice President, Idaho Hospital Association, testified **in opposition** to **H 193**. The changes are too complex and can cause confusion. There are appropriate instances when limited visitation is for the safety and well-being of the patient and other nearby patients. Hospitals need the flexibility to assure patient safety issues are addressed. She asked the committee to hold **H 193** so a simpler solution can be presented next session.

Answering questions, **Ms. Lawson** explained the patient-designated caregiver language allows any visitor to be designated. When considering visitation, the hospitals also consider the patient's condition, the family dynamics, and the care unit protocol. This legislation may conflict with federal oversight rules and regulations.

In closing, **Rep. Young** said a facility can place reasonable restrictions on caregivers. The non-limitation expectation of the existing statute did not transpire. Caregivers for minor children were not previously included. The concept and language of patient designees was agreed to by the facilities last year.

**MOTION:** **Rep. Mitchell** made a motion to send **H 193** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Young** will sponsor the bill on the floor.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:41 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Tuesday, March 07, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">H 244</a>	In-person Visitation Rights	Rep. Young
<a href="#">H 223</a>	Medical Consent and Natural Death Act	Rep. Healey
<a href="#">H 215</a>	Insurance - Pharmacy Benefit Managers	Rep. Redman
<a href="#">H 270</a>	Fair Pharmacy Audits Act	Rep. Redman

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)



MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Tuesday, March 07, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**H 223:** **Rep. Dori Healey**, District 15, presented **H 223**, which updates the Medical Consent and Natural Death Act to bring it into alignment with current practice. The updates include definitions, procedures, terminology, Physician Orders for Scope of Treatment (POST), online access, and creating documents.

**MOTION:** **Rep. Redman** made a motion to send **H 223** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Healey** will sponsor the bill on the floor.

**H 215:** **Rep. Jordan Redman**, District 3, presented **H 215**. He declared Rule 80. This legislation provides the Department of Insurance with the ability to enforce Title 41, Section 349, for Pharmacy Benefit Managers (PBMs).

**MOTION:** **Rep. Healey** made a motion to send **H 215** to the floor with a **DO PASS** recommendation.

**Marcus Hurst**, testified in support of **H 215**. To circumvent this law, the PBMs have adjusted contracts and the terms of service as well as redefined what is being enforced. Enforcing penalties will cause their compliance. Further steps are still needed.

**Robert Broulim**, President, Broulim Supermarkets, testified in support of **H 215**. The low PBM reimbursements do not reflect fair trade. Pharmacies need our help to stay in business.

**Tyler Higgins**, testified in support of **H 215**. The PBM fight is becoming very difficult and pharmacy managers are being lost.

**Rob Geddes**, Albertson's Companies, testified in support of **H 215**, which addresses the lack of accountability enforcement. He expressed concern regarding the growth of pharmacy deserts caused by pharmacies going out of business.

Answering a question regarding a conflict of interest when PBMs own pharmacies, he said it is called vertical integration with all supply chain levels owned by the same company. PBMs who own mail order or brick and mortar pharmacies use incentives to steer patients away from other pharmacies. Other states have prohibited patient steering, allowing patients to select their own pharmacies.

**Pam Eaton**, President, Idaho Retailers' Association, testified in support of **H 215**. She reiterated the importance of addressing the PBM issue and helping pharmacists who are struggling to survive.

**Rep. Rod Furniss**, District 31, testified **in support** of **H 215**, expressing his concern regarding PBM reimbursements below sales prices and pharmacies being forced to take PBM contracts. Rural pharmacies are important for customers needing medication to survive. Pharmacists love their customers and employees. They want to stay in business.

**Corey Crider**, Self, testified **in support** of **H 215**. This PBM bill is a big step in addressing closing pharmacies and patient steering. Patient care is important. There is a need to stop the alarming rate of pharmacy closures.

**VOTE ON MOTION:**

**Chairman Vander Woude** called for a vote on the motion to send **H 215** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Redman** will sponsor the bill on the floor.

**UNANIMOUS CONSENT REQUEST:**

On behalf of the sponsor, **Chairman Vander Woude** made a unanimous consent request to **HOLD H 270** in committee. There being no objection, the request was granted.

**H 244:**

Because the sponsor did not appear, **Chairman Vander Woude** stated **H 244** will be held for rescheduling.

**ADJOURN:**

There being no further business to come before the committee, the meeting adjourned at 9:25 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Wednesday, March 08, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

SUBJECT	DESCRIPTION	PRESENTER
<a href="#">H 200</a>	Medicaid Managed Care	Rep. Redman

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
[\*\*\*Register to Testify\*\*\*](#)

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Wednesday, March 08, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Dixon (24)** made a motion to approve the minutes of the February 28 and March 1, 2023, meetings. **Motion carried by voice vote.**

**H 200:** **Rep. Jordan Redman**, District 3, presented **H 200** to appropriate funding for the development of a managed care program to stabilize the Medicaid Expansion program. It could provide a replacement or secondary program for the existing value-care program. The Department of Health and Welfare (DHW) would develop the program, focusing on the best option for Idaho's adult population's cost controlled care.

Responding to questions, **Rep. Redman** stated this is a collaborative effort between the DHW and stakeholders. The \$1.5M initial cost is based on information from other states. It may take time to achieve the nine to eleven percent savings. The current program's reverse roll out of the most difficult populations first may not have been the best approach.

**Brian Whitlock**, Idaho Hospital Association, testified **in opposition to H 200**. He shared the history of the 2020 move to value-based reimbursements and value-care organizations. Major changes will detrimentally impact the health care provider system. Given more time with the current system, providers believe the goals will be accomplished and costs will be cut. He noted the target per-member per-month (PMPM) cost has lowered in the second performance year. He requested the committee hold **H 200**.

Answering questions, he said investments have been made to protect rural providers. He expressed concern regarding some rural areas not fitting into the managed care organizations' model.

**Christine Pisani**, Executive Director, Idaho Council on Development Disabilities (DD), testified **in opposition to H 200**. She expressed unease regarding managed care being able to meet the complex health needs of seniors and individuals with disabilities, especially in rural areas. Healthy outcomes need to hold equal footing to cost savings.

**Dr. Kelly McGrath**, Family Medicine, testified **in opposition to H 200**, which would add bureaucratic burdens, stifle the value-care organizations, and undermine any progress to provide higher quality care at a lower cost. The current program delivers the right care in the right place for the best outcomes in rural Idaho.

In response to questions, **Dr. McGrath** explained the challenges of rural care dispensing. The new PMPM cost target is a chance to find creative avenues to reach out to patients. With managed care there may be an increased administrative burden for care organizations.

**David Lehman**, Bingham Memorial Hospital, Life Flight Network, testified **in opposition** to **H 200**. The managed care programs have neither lowered the Medicaid budget nor improved access. Let the existing programs work and put resources in other areas to help Idahoans.

**Brian Windau**, President, Primary Health Medical Group, testified **in opposition** to **H 200**. It takes time to understand the savings provided by the current program. Changing programs this soon is not the ultimate way to achieve any savings.

**Patricia Richesin**, Self, former President, Kootenai Care Network, testified **in opposition** to **H 200**. The managed care program does not need replacing. The current program is and needs to be an Idaho Medicaid solution. Providers may see this as a bait and switch with unexpected expenses.

**Hannah Liedke**, President CEO, Opportunities Unlimited, testified **in opposition** to **H 200**. The current system contains costs to keep DD individuals in their homes and communities while minimizing higher emergency costs. The best way to get state agencies and stakeholders together is to include a state legislator in the discussion.

**MOTION:**

**Rep. Blanksma** made a motion to **HOLD H 200** in committee. She suggested a concurrent resolution for a task force might be a better approach.

**Peyton Nunes**, representing AmeriHealth Caritas, testified **in support** of **H 200**, stating a discussion and possible replacement through the suggested concurrent resolution would be a better step forward.

**VOTE ON MOTION:**

**Chairman Vander Woude** called for a vote on the motion to **HOLD H 200** in committee. **Motion carried by voice vote.**

**ADJOURN:**

There being no further business to come before the committee, the meeting adjourned at 10:16 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

**AMENDED AGENDA #2**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Thursday, March 09, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">H 270</a>	Fair Pharmacy Audits Act (Held In Committee 3/7/23)	Rep. Redman
<a href="#">RS 30624</a>	Fair Pharmacy Audit Act	Rep. Redman
<a href="#">H 224</a>	Health - Pelvic Exams	Rep. Green
<a href="#">H 244</a>	Health - in-Person Visitation	Rep. Young

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Thursday, March 09, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**H 270:** **Rep. Jordan Redman**, District 3, presented **H 270**, legislation addressing the auditing pharmacy records and the overreach of Pharmacy Benefit Managers (PBMs). He declared Rule 80, stating a possible conflict of interest.

**Pam Eaton**, Idaho Retailers Association, Idaho Pharmacy Association, further presented **H 270**. She explained **RS 30624** is the same legislation with the addition of negotiated changes to clarify audit exceptions, requirements, and provide oversight for conformity. Direction is made regarding contracts, notices, audit procedures, reporting findings, fines, and appeals.

Responding to questions, **Ms. Eaton** explained should the specifying language for clerical errors be insufficient, future legislation can be brought forward. Clerical error fines was the top complaint by the pharmacies. Stipulation is made for equality between pharmacies, including PBM-owned pharmacies.

**Douglas Fuchs**, Pharmacy Owner, testified **in support of H 270**. Audits should be random and include lower priced drugs. His last audit reviewed only drugs costing \$100 or more, which is a small percentage of their overall sales. If an audit of this type is lost the resulting revenue loss could be over \$20k.

**Tyler Higgins**, Idaho State Pharmacy Association, Pharmacy Owner, testified **in support of H 270**. He shared his opinion the on-site audit costs are paid from expected fines. Similar legislation in another state has cleaned up the audit process and eliminated on-site audits.

**Donald Smith**, Pharmacist, Pharmacy Owner, testified **in support of H 270**. He said a recent audit of fifty prescriptions included twenty high-cost insulin prescriptions.

**Rob Geddes**, Albertson's Companies, Pharmacist, testified **in support of H 270**. He explained the PBM audits calculate patient usage differently than the pharmacies. This results in a reported clerical error and an audit exception. Large pharmacies have teams dedicated to dispute the audit findings. Independent pharmacy owners do not have that support. This legislation assures a healthy market.

**Jason Reading**, Pharmacy Owner, testified **in support** of **H 270**. Currently the PBM can recoup the total cost of the prescription when there is a minor clerical error, even when it was handled as requested by the physician. Records must be kept in a variety of ways to address audits by different PBMs. This legislation will keep it fair for all involved.

**Marcus Hurst**, testified **in support** of **H 270**. He helped the oldest pharmacy in Idaho close its doors on December 1, 2022, due to the losses from negative reimbursements and excessive PBM audits. PBM contracts do not allow pharmacists to reach out to insurance companies.

**Brian Stewart**, Independent Community Pharmacist, testified **in support** of **H 270**. He said the PBM audits focus on expensive medications under the guise of patient safety. Almost all audit discrepancies can be corrected in thirty seconds through electronic re-billing and have no impact on patient care or safety.

**MOTION:** **Rep. Healey** made a motion to **HOLD H 270** in committee. **Motion carried by voice vote.**

**MOTION:** **Rep. Healey** made a motion to introduce **RS 30624** and recommend it be sent directly to the Second Reading Calendar. **Motion carried by voice vote.** **Rep. Redman** will sponsor the bill on the floor.

**H 224:** **Rep. Brooke Green**, District 18, presented **H 224** to codify the best practices for pelvic exams for unconscious individuals. One existing practice, which is not used in Idaho, allows a medical student to conduct a physician supervised pelvic exam for educational purposes. Specification is made to caveats and holding physicians accountable.

**MOTION:** **Rep. Healey** made a motion to send **H 224** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Green** will sponsor the bill on the floor.

**H 244:** **Rep. Julianne Young**, District 30, presented **H 244**. This legislation replaces **H 64** and addresses concerns raised during the previous hearing. The change stipulates facilities cannot implement precautions more stringent than required of their staff. Residents have the ability and protection to decide who visits and if they are vaccinated.

**MOTION:** **Rep. Redman** made a motion to send **H 244** to the floor with a **DO PASS** recommendation.

A committee member stated support for in-person visitation but expressed concern regarding statute limitations which may hinder the health of these fragile individuals during a time of genuine need.

**VOTE ON MOTION:** **Chairman Vander Woude** called for a vote on the motion to send **H 244** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Reps. Roberts, Rubel, and Chew** requested they be recorded as voting **NAY.** **Rep. Young** will sponsor the bill on the floor.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:52 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary



AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Friday, March 10, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30536</a>	mRNA Vaccine	Senator Nichols
<a href="#">RS 30468</a>	Medical Ethics	Rep. Wisniewski

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Friday, March 10, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** Representative(s) Dixon (24), Kingsley, Roberts

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**RS 30536:** **Sen. Tammy Nichols**, District 10, presented **RS 30536**. This proposed legislation removes the references to mammals found in **H 154**, which it replaces.

**MOTION:** **Rep. Redman** made a motion to introduce **RS 30536**. **Motion carried by voice vote**. **Rep. Chew** requested she be recorded as voting **NAY**.

**RS 30468:** **Rep. Tony Wisniewski**, District 5, presented **RS 30468**. This is the Medical Freedom of Conscience Act which provides health care or entities the ability to exercise their freedom of belief when asked to perform medical services. Any emergency care event is covered by federal regulations. Answering a question, he said a penalty piece is included to provide enforcement and curb the behavior.

**MOTION:** **Rep. Redman** made a motion to introduce **RS 30468**. **Motion carried by voice vote**. **Rep. Chew** requested she be recorded as voting **NAY**.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:07 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

**AMENDED AGENDA #2**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Tuesday, March 14, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">RS 30643</a>	Medicaid Task Force	Rep. Redman
	Addiction Recovery	Tim Kilgallon, CEO, Ideal Option Center
	Idaho Caregivers Alliance	Marilyn Sword, Center for the Study on Aging

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Tuesday, March 14, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Roberts** made a motion to approve the minutes of the March 3 and 7, 2023, meetings. **Motion carried by voice vote.**

**RS 30643:** **Rep. Jordan Redman**, District 3, presented **RS 30643** to develop a task force, including stakeholders, to determine the best way to address the rising Medicaid program costs. In answer to a question, he said this proposed legislation has been shared with many of the providers and hospitals.

**MOTION:** **Rep. Mitchell** made a motion to introduce **RS 30643** and recommend it be sent directly to the Second Reading Calendar. **Motion carried by voice vote.** **Reps. Roberts** and **Chew** requested they be recorded as voting **NAY.** **Rep. Redman** will sponsor the bill on the floor.

**Tim Kilgallon**, CEO, Ideal Option, presented information to the committee on their nine Idaho addiction treatment clinics. He described the historic changes in the types of addictive substances, the epidemic wave theory, and the new synthetic drugs. With multiple ingredients in the drugs, patients are often unaware of what they are consuming.

The cartel drugs are cheaper, more available, more deadly, come in a legitimate looking format, and are incredibly profitable. Most are not detectable by standard diagnostics, although specialized equipment exists.

Patients, ranging in age, come from all walks of life and have typically had a substance use disorder for four to five years before seeking treatment. He described the downward spiral experienced by patients.

A real-time early warning system is simple to develop using existing data because outcomes are easily measured and published regularly by treatment centers. Verifiable savings exist with reductions in emergency room visits, hospitalizations, and criminal justice usage. The existing informational system in Idaho relies on confiscated product and forensic labs.

**Mr. Kilgallon** described the use of buprenorphine and other medications in their outpatient treatment approach to help patients get back their lives. Once on maintenance, medication is prescribed and handled through telemedicine. The data shows a fairly linear recovery path.

To address the epidemic, he recommends Idaho deploy an early warning system, expand measurement-based treatment, and review tracking data to evaluate outcomes and savings.

Responding to questions, **Mr. Kilgallon** said the deceptive forms of opioids found at gas stations are being added to several other state schedules. He described the specialty equipment which measures a molecule's weight to identify a substance's presence. Regular patient testing assures their patients are taking the prescribed medication.

Due to time constraints, the Idaho Caregiver Alliance presentation will be scheduled for the Wednesday, March 15, 2023, meeting.

**ADJOURN:**

There being no further business to come before the committee, the meeting adjourned at 9:46 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Wednesday, March 15, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

SUBJECT	DESCRIPTION	PRESENTER
	Idaho Caregivers Alliance	Marilyn Sword

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

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Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Wednesday, March 15, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** Representative(s) Blanksma, Kingsley

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**MOTION:** **Rep. Dixon (24)** made a motion to approve the minutes of the March 2, 8, 9, and 10, 2023, meetings. **Motion carried by voice vote.**

**Marilyn Sword**, Coordinator, Idaho Caregiver Alliance (ICA), presented an informational update on the ICA. Established through grants in 2013, ICA provides a voice for family caregivers while connecting them to sources for information and support. She shared examples of the decisions caregivers are facing, the financial assistance received during the pandemic, issues faced with employing outside help, and concerns as the pandemic assistance comes to an end.

ICA convenes stakeholders to review services and programs, such as the Boise State University family caregiver navigator, which has helped 378 family caregivers. ICA continues to reach out to ethnic communities to understand and assist with their family caregiver needs. The goal is to assure healthy, independent families while using resources wisely and efficiently. Enormous savings occur when individuals are not placed in facilities and do not frequent emergency rooms.

The ICA funding comes from the Commission on Aging, Administration on Community Living, as well as other partnerships. The primary grant funding ends in September and they are looking for other support partners.

Answering questions, **Ms. Sword** said spouses are considered legally responsible partners which impedes their ability to be paid caregivers. Changing this exemption would require both Medicaid and legislative action.

They would like to work with employers to develop caring environments for all family caregivers. There is an increasing wave of caregiving needs for the aging baby boomer population. Additionally, better medical outcomes are providing special needs children the ability to live longer and with their families.

Other state coalitions are administered by either the Medicaid agency, aging agency, or other agency determined by that state's governor. Very few of the coalitions have existed beyond the grants.

**Chairman Vander Woude** commented the Director of the Department of Health and Welfare expects an extension for the pandemic assistance to carry it beyond the May, 2023, expiration date. He is also submitting a waiver to continue spousal care assistance. Continuing the parental child care assistance is more difficult and the Director was unsure if a waiver or change in the Medicaid State Plan is required for approval. The pandemic changes highlighted the benefit of spousal and child caregivers. Changing the Medicaid State Plan or applying for the waivers will not require the legislature.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:27 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary



**AMENDED AGENDA #1**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Thursday, March 16, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#"><u>S 1097</u></a>	Medicaid Management Information Systems Dedicated Fund	Senator Cook
<a href="#"><u>S 1096</u></a>	Alzheimer's Disease and Related Dementias Alliance	Senator Harris Lisa Anderson, Alzheimer's Assoc. of Greater Idaho
<a href="#"><u>S 1094</u></a>	International Medical Graduates	Rep. Clow
<a href="#"><u>RS 30638</u></a>	Concurrent Resolution - Fee Rules	Rep. Vander Woude
<a href="#"><u>RS 30674</u></a>	Concurrent Resolution - Fee Rules - DOPL	Rep. Vander Woude

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Thursday, March 16, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:00 a.m.

**S 1097:** **Sen. Kevin Cook**, District 32, presented **S 1097** to create an account and fund for the appropriations covering the Department of Health and Welfare's (DHW) Medicaid Management Information System (MMIS) installation, which will cost over \$100M. He explained what data the system will contain, the reason for its high cost, federal implementation requirements, cost differences in other states, inability to purchase an established system, purchase of trimmed modules, and designated milestones.

A requirement is made for annual reporting to JFAC and reviews of any missed milestones. The account funds cannot be spent until the milestones are completed and accepted. He emphasized this legislation creates the account and is not the funding mechanism.

Answering questions, **Sen. Cook** explained if this legislation does not pass there would be no place to hold the funds, making them null and void. An expected trailer bill will place the funds into the account. The existing system's data will be migrated to the new warehouse.

**MOTION:** **Vice Chairman Erickson** made a motion to send **S 1097** to the floor with a **DO PASS** recommendation.

**Fred Birnbaum**, Idaho Freedom Foundation, testified in **opposition** to **S 1097**. The funding of this new system has increased considerably from last year. There is no project manager listed for project accountability.

**Sen. Cook**, in response, said the project manager, **Kevin Nelson**, is not listed on this legislation. Project accountability is a part of the completion of milestones. He reminded the committee this legislation only creates an account to harbor appropriated funds for this eight-year project. The trailer legislation includes specifics regarding the funding and milestones.

**VOTE ON MOTION:** **Chairman Vander Woude** called for a vote on the motion to send **S 1097** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Reps. Gallagher, Mitchell, Redman, and Kingsley** requested they be recorded as voting **NAY. Rep. Raybould** will sponsor the bill on the floor.

**S 1096:** **Sen. Mark Harris**, District 35, presented **S 1096** to direct the DHW Public Health Division to convene the Alzheimer's Disease and Related Dementia Alliance (ADRDA) to report to the Governor. Updating the state plan will assure continuing improvement of Idaho's Alzheimer's Disease and Related Dementia (ADRD) awareness.

**Lisa Anderson**, Public Policy Director, Alzheimer's Association of Greater Idaho, further presented **S 1096**. More than 20k Idahoans are now living with ADRD. This number is expected to increase by 22% over the next few years. Nearly one quarter of ADRD hospitalizations are preventable. Ninety-five percent of persons living with ADRD have at least one additional chronic condition. These individuals and their caregivers face emotional, physical, and financial difficulties.

Interventions and strong public health responses can mitigate ADRD for a better quality of life and reduced associated costs. She shared the impact of the Office of Performance Evaluation report recommendations and the development of the ADRD steering committee, which put together the alliance. The ADRDA has developed the Idaho 2023-2027 ADRD Strategic Plan for a system of collaboration and cooperation between families, government, and organizations.

**MOTION:** **Rep. Blanksma** made a motion to send **S 1096** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Wheeler** will sponsor the bill on the floor.

**S 1094:** **Rep. Lance Clow**, District 25, presented **S 1094** regarding international medical graduates with a legal refugee status who are unable to practice in the U.S. This legislation provides a three-year temporary license pilot program to allow them to participate in a residency program. It requires successful passing of qualifying tests and three years of service in an underserved community.

**MOTION:** **Vice Chairman Erickson** made a motion to send **S 1094** to the floor with a **DO PASS** recommendation.

**Scott Smith**, Global Talent, further presented **S 1094**. This grant-funded pilot program adds one residency slot and does not take away from any non-refugee candidates. It applies to individuals who have completed their training and three years of practice in their home country. Answering a question, **Mr. Smith** said the individuals must pass all three boards and do a full residency for permanent licensure.

**VOTE ON MOTION:** **Chairman Vander Woude** called for a vote on the motion to send **S 1094** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Clow** will sponsor the bill on the floor.

**UNANIMOUS CONSENT REQUEST:** Due to time constraints, **Chairman Vander Woude** made a unanimous consent request to **HOLD RS 30638** until Friday, March 17, 2023. There being no objection, the request was granted.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:50 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Friday, March 17, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#"><u>RS 30638</u></a>	Concurrent Resolution - Fee Rules - DHW	Rep. Vander Woude
<a href="#"><u>RS 30674</u></a>	Concurrent Resolution - Fee Rules - DOPL	Rep. Vander Woude
<a href="#"><u>H 308</u></a>	Medical Ethics Defense Act	Rep. Wisniewski

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
[Register to Testify](#)

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
Email: [hhel@house.idaho.gov](mailto:hhel@house.idaho.gov)

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Friday, March 17, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** Representative(s) Blanksma, Mitchell, Dixon (24)

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:01 a.m.

**MOTION:** **Rep. Roberts** made a motion to approve the minutes for the March 14 and 15, 2023, meetings. **Motion carried by voice vote.**

**RS 30638:** **Rep. Marco Erickson**, District 33, presented **RS 30638** a concurrent resolution to approve the Department of Health and Welfare fee rules reviewed by the committee.

**MOTION:** **Rep. Healey** made a motion to introduce **RS 30638** and recommend it be sent directly to the Second Reading Calendar. **Motion carried by voice vote. Vice Chairman Erickson** will sponsor the bill on the floor.

**RS 30674:** **Rep. Marco Erickson**, District 33, presented **RS 30674**, a concurrent resolution for fee rules for the Division of Occupational and Professional Licenses, which were previously approved by the committee.

**MOTION:** **Rep. Healey** made a motion to introduce **RS 30674** and recommend it be sent directly to the Second Reading Calendar. **Motion carried by voice vote. Vice Chairman Erickson** will sponsor the bill on the floor.

**H 308:** **Rep. Tony Wisniewski**, District 5, presented **H 308**. This legislation expands law to provide freedom of religious rights for medical workers by stating no healthcare professional shall be required to provide any service in violation of their religious beliefs.

Answering committee questions, **Rep. Wisniewski** said further abortion stipulation protects those carved out in the existing law. As technology progresses more areas present ethical concerns, such as gene modification and removal of functioning body parts. This is a statement to medical professionals showing Idaho cares about their moral or religious beliefs and wants to make them welcome. It is another avenue for addressing the healthcare professional shortage.

The legislation states employers cannot discriminate based on a worker's dissent and how such situations are handled. This also applies when an organization is purchased or merged. This strengthens protection for doctors going out into small businesses and rural areas.

**MOTION:** **Rep. Healey** made a motion to **HOLD H 308** in committee.

**Chad Yates**, Idaho Counselor Association, testified in **opposition** to **H 308**, which weakens existing code and thereby weakens the protection of the public. When conflicts arise, he has learned to confer with colleagues or get more training.

**Sheila Weaver**, Clinical Social Worker, Idaho Chapter, National Association of Social Workers, testified **in opposition** to **H 308**. Denying services could hurt families when help is needed the most, especially in rural areas with limited resources.

**Cindy Thorngren**, President, Southwest Chapter, National Organization for Women, testified **in opposition** to **H 308**. She shared concern regarding the lack of communication or disclosure requirements.

**Toni Lawson**, Idaho Hospital Association, testified **in opposition** to **H 308**, which is confusing, complicated, and only opens the door for more litigation.

**Elizabeth Criner**, Idaho State Dental Association, testified **in opposition** to **H 308**. Small dental clinics do not always have employees who can fill in when an employee denies to give any service. The "moral conscience" definition is very broad. This legislation would repeal Idaho Code 18-611 which is an excellent provision already addressing this issue. The \$25k statutory guaranteed damages removes the requirement for any proof in a court case.

**Suzie Keller**, Idaho Medical Association, testified **in opposition** to **H 308**. The current statute is good and requires advance written notice to protect the patient, facility, employer, and provider. It also conflicts with licensing requirements.

**Rowen Astra**, Self, testified **in opposition** to **H 308**. Providers have protection under statute and federal laws. This will further inhibit access to timely care and open the door to conscience protections in other fields.

In closing remarks, **Rep. Wisniewski** stated Idaho Code 18-611 is specifically geared towards abortion. This legislation expands the intent interpretation in a court of law.

**SUBSTITUTE MOTION:**

**Rep. Redman** made a substitute motion to send **H 308** to the floor with a **DO PASS** recommendation.

**ROLL CALL VOTE:**

**Rep. Gallagher** requested a roll call vote on the substitute motion. **Motion failed by a vote of 3 AYE, 7 NAY and 3 Absent/Excused. Voting in favor** of the motion: **Reps. Kingsley, Gallagher, Redman. Voting in opposition** to the motion: **Reps. Erickson, Healey, Wheeler, Chew, Rubel, Roberts, Vander Woude. Reps Blanksma, Mitchell, Dixon (24) were absent/excused.**

**VOTE ON ORIGINAL MOTION:**

**Chairman Vander Woude** called for a vote on the motion to **HOLD H 308** in committee. **Motion carried by voice vote. Reps. Kingsley, Gallagher, and Redman** requested they be recorded as voting **NAY**.

**ADJOURN:**

There being no further business to come before the committee, the meeting adjourned at 10:04 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

**AMENDED AGENDA #2**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**9:00 A.M.**  
**Room EW20**  
**Monday, March 20, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#"><u>S 1028</u></a>	Vulnerable Adults	Judy Taylor, Commission on Aging
<a href="#"><u>SCR 101</u></a>	Emergency Medical Services	Rep. Blanksma

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Monday, March 20, 2023  
**TIME:** 9:00 A.M.  
**PLACE:** Room EW20  
**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts  
**ABSENT/  
EXCUSED:** None  
**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.  
**Chairman Vander Woude** called the meeting to order at 9:01 a.m.  
**S 1028:** **Judy Taylor**, Director, Commission on Aging, presented **S 1028**. This legislation for vulnerable adults has been simplified and modernized through updates in terminology, caregiver language, definitions, and layout. Answering a question, she said vulnerable adults can consent to any or all of the voluntary services.  
**MOTION:** **Rep. Roberts** made a motion to send **S 1028** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Healey** will sponsor the bill on the floor.  
**SCR 101:** **Rep. Megan Blanksma**, District 8, presented **SCR 101**, a concurrent resolution for the development of an emergency medical services (EMS) statewide plan for a consistent system for all EMS providers.  
**Shawn Rayne**, Chief, Ada County Paramedics, Member, EMS Sustainability Task Force, testified **in support** of **SCR 101**. The task force will return next year with legislation to address the various struggles and issues faced by Idaho's EMS.  
Responding to a question, **Rep. Blanksma** explained **SCR 101** provides continuation of the committee. Monthly sub-committee meeting costs are paid from dedicated funds.  
**Fred Birnbaum**, Idaho Freedom Foundation, testified **in opposition** to **SCR 101**, sharing concern the task force's request for \$700k is a down payment for ongoing annual requests. He suggested the task force present a plan direction first.  
In closing remarks, **Rep. Blanksma**, said Idaho needs a project plan and there is no funding request included.  
**MOTION:** **Rep. Wheeler** made a motion to send **SCR 101** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Blanksma** will sponsor the bill on the floor.  
**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:21 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary



AGENDA  
**HOUSE HEALTH & WELFARE COMMITTEE**  
9:00 A.M.  
Room EW20  
Tuesday, March 21, 2023

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

<b>SUBJECT</b>	<b>DESCRIPTION</b>	<b>PRESENTER</b>
<a href="#">S 1072</a>	Disinterment - Family Presence	Senator Winder

***Public Testimony Will Be Taken by Registering Through the Following Link:***  
***[Register to Testify](#)***

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

COMMITTEE SECRETARY

Irene Moore  
Room: EW14  
Phone: 332-1138  
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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Tuesday, March 21, 2023

**TIME:** 9:00 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** None

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 9:01 a.m.

**S 1072:** **Sen. Chuck Winder**, District 20, presented **S 1072**. He shared the story of a friend's wish to relocate his parents' remains, appoint a designee witness, the mortician's denial to allow the witness, and the legal efforts needed to grant the request. This legislation clarifies current language to allow a third party witness and establish who can designate the witness. This allows the family to have representation to assure the body is treated properly and verify the condition of the body. A licensed mortician is still required during the removal.

**MOTION:** **Rep. Rubel** made a motion to send **S 1072** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Healey** will sponsor the bill on the floor.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:09 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary

**AMENDED AGENDA #1**  
**HOUSE HEALTH & WELFARE COMMITTEE**  
**8:30 A.M.**  
**Room EW20**  
**Wednesday, March 29, 2023**

For members of the public to observe the meeting, please click on the following link:  
<https://www.idahoptv.org/shows/idahoinsession/ew20/>

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SUBJECT	DESCRIPTION	PRESENTER
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Final Minutes Approval

***If you have written testimony, please provide a copy to the committee secretary.***

COMMITTEE MEMBERS

Chairman Vander Woude  
Vice Chairman Erickson  
Rep Blanksma  
Rep Kingsley  
Rep Mitchell  
Rep Dixon (24)  
Rep Gallagher

Rep Healey  
Rep Redman  
Rep Wheeler  
Rep Chew  
Rep Rubel  
Rep Roberts

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MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Wednesday, March 29, 2023

**TIME:** 8:30 A.M.

**PLACE:** Room EW20

**MEMBERS:** Chairman Vander Woude, Vice Chairman Erickson, Representatives Blanksma, Kingsley, Mitchell, Dixon(24), Gallagher, Healey, Redman, Wheeler, Chew, Rubel, Roberts

**ABSENT/  
EXCUSED:** Representative(s) Blanksma, Chew, Rubel

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chairman Vander Woude** called the meeting to order at 8:30 a.m.

**MOTION:** **Rep. Dixon (24)** made a motion to approve the minutes for the March 16, 17, 20, and 21, 2023, meetings. **Motion carried by voice vote.**

The committee thanked **Caitlin Yang** for her work as the committee's page during the second half of the session.

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 8:37 a.m.

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Representative Vander Woude  
Chair

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Irene Moore  
Secretary