

MINUTES
HOUSE HEALTH & WELFARE COMMITTEE

DATE: Tuesday, January 24, 2012

TIME: 1:30 P.M.

PLACE: Room EW42

MEMBERS: Chairman McGeachin, Vice Chairman Bilbao, Representative(s) Loertscher, Shepherd, Thayn, Wood(27), Guthrie, Roberts, Rusche, Chew

**ABSENT/
EXCUSED:** Representative Chew

GUESTS: Rodney White, Idaho State Board of Optometry; Shirly Meyer, Board of Residential Care; Roger Hales and Brian White, Idaho Bureau of Licensing; Max Greenlee, Risch Pisca; Larry Benton and Tony Smith, Benton Ellis, Jon Glick, Idaho Licensing Board of Professional Counselors and Marriage and Family Therapists.

Chairman McGeachin called the meeting to order at 1:30 p.m.

MOTION: **Rep. Bilbao** made a motion to approve the minutes of the January 18, 2012, and January 20, 2012, meetings. **Motion carried by voice vote.**

DOCKET NO. 24-1001-1101: **Roger Hales**, Administrative Attorney, Bureau of Occupational Licenses presented **Docket No. 24-1001-1101** on behalf of the State Board of Optometry. The rule changes are in keeping with **SB 1137** by eliminating the ballot process for appointment of board members and striking inconsistent language.

MOTION: **Rep. Thayn** made a motion to approve **Docket No. 24-1001-1101**. **Motion carried by voice vote.**

DOCKET NO. 24-1101-1101: **Roger Hales**, Administrative Attorney, Bureau of Occupational Licenses, presented **Docket No. 24-1101-1101** on behalf of the State Board of Podiatry (Board). This legislation is a fee increase for the 73 podiatric physician members, resulting from legal and other disciplinary expenses. It will affect annual license fees, increasing them to \$500, for an annual revenue of \$7,000. The Board is currently \$170,000 in the red with \$32,000 in revenue and \$44,000 - \$60,000 in annual expenses. They continue to minimize other expenses to turn this around and be self-sufficient.

Responding to committee questions, **Mr. Hales** stated that there is a mechanism in place to recover costs and court fees in a normal disciplinary setting, but may be of little help in their current legal situation. He speculated that financial recovery could take a number of years, and emphasized that the Board is very conscious of the situation.

MOTION: **Rep. Roberts** made a motion to accept **Docket No. 24-1101-1101**. **Motion carried by voice vote.**

DOCKET NO. 24-1301-1101: **Roger Hales**, Administrative Attorney, Bureau of Occupational Licenses, on behalf of the Physical Therapy Licensure Board, presented **Docket No. 24-1301-1101**, which amends continuing education rules to clarify the number of hours required and the relevant courses approved from specific entities.

MOTION: **Rep. Wood(27)** made a motion to accept **Docket No. 24-1301-1101**. **Motion carried by voice vote.**

DOCKET NO. 24-1401-1101: **Roger Hales**, Administrative Attorney, Bureau of Occupational Licenses, on behalf of the State Board of Social Work Examiners, presented **Docket No. 24-1401-1101**, a rule change that defines the approved colleges or universities, establishes improved accredited social work programs, and reserves the right to approve additional programs.

- MOTION:** **Rep. Bilbao** made a motion to accept **Docket No. 24-1401-1101**. **Motion carried by voice vote.**
- DOCKET NO. 24-1501-1101:** **Roger Hales**, Administrative Attorney, Bureau of Occupational Licenses, on behalf of the Idaho Licensing Board of Professional Counselors and Marriage and Family Therapists, presented **Docket No. 24-1501-1101**. Mr. Hales detailed the updates, which include definitions, supervision specifications, code of ethics, board meeting schedule, informed consent form, professional requirements, accrediting bodies, qualifications, successful exams, public intern disclosure, out-of-state license transfer, rule copies, continuing education and practice expansion.
- In response to questions from the committee, **Mr. Hales** explained that the board attempted to streamline the out-of-state endorsement requirements with an approach that concentrates on the applicant's practice in the other state. **Chairman McGeachin** invited **Dr. Jon Glick**, Chairman, Idaho Licensing Board of Professional Counselors and Marriage and Family Therapists, to reply to questions about the change in the board meeting dates. Dr. Glick stated that the original dates, established in 2002, proved inflexible with the various graduation schedules. Mr. Hales then explained the minimum of one hour face-to-face requirement. Upon invitation, Dr. Glick further explained the face-to-face requirement, stating that the term "consultation" was changed to "supervision," which better describes the role of directing students. Mr. Hales clarified that the supervision hours have always totaled 200, and now identifies the supervisory professionals for 100 of those hours, with no additional cost incurred. He stated that all changes were fully supported by the board members who are American Family Therapists.
- MOTION:** **Rep. Roberts** made a motion to accept **Docket No. 24-1501-1101**. **Motion carried by voice vote.**
- DOCKET NO. 24-1601-1101:** **Roger Hales**, Administrative Attorney, Bureau of Occupational Licenses (Bureau), on behalf of the Board of Dentistry, presented **Docket No. 24-1601-1101**, which requests an annual license renewal fee increase from \$600 to \$750. The last five years of revenue and expenses indicate that they are \$27,000 in the red, with an improvement from last year due to fines. The additional funds from the fee will increase their revenue to \$17,000, which is above the previous year's \$14,000 expenses, and should bring them back to self-sufficiency. Mr. Hales stated that there was no opposition to the increase expressed by the 21 members.
- In answer to committee questions, **Mr. Hales** explained that the members consider it important to have an independent board. He said that they issued two new licenses in 2011. The Bureau has a single expense account used by all boards under contract. The account does not require interest and, in the event any board runs out of money, it helps them continue their practice. The use of the account and the financial information of each board is tracked very closely and financial information for any board can be viewed on the bureau's website.
- MOTION:** **Rep. Rusche** made a motion to accept **Docket No. 24-1601-1101**. **Motion carried by voice vote.**
- DOCKET NO. 24-1701-1101:** **Roger Hales**, Administrative Attorney, Bureau of Occupational Licenses, on behalf of the Board of Acupuncture, presented **Docket No. 24-1701-1101**, which is a result of **H 46** and changes the status of a technician certificate to a trainee permit, as well as establishing fees for trainee applications, permits and renewals. Revisions include licensed acupuncturist, certified acupuncturist, and further defines teaching qualifications.
- MOTION:** **Rep. Bilbao** made a motion to accept **Docket No. 24-1701-1101**. **Motion carried by voice vote.**

DOCKET NO. 24-1901-1101: **Roger Hales**, Administrative Attorney, Bureau of Occupational Licenses, on behalf of the Board of Examiners of Residential Care Facility Administrators, presented **Docket No. 24-1901-1101**, which updates and clarifies the experience and educational qualifications for licensure as a Residential Care Facility Administrator, with board discretion for exceptions.

MOTION: **Rep. Roberts** made a motion to accept **Docket No. 24-1901-1101**. **Motion carried by voice vote.**

DOCKET NO. 24-2301-1101: **Roger Hales**, Administrative Attorney, Bureau of Occupational Licenses, on behalf of the Speech and Hearing Services Licensure Board, presented **Docket No. 24-2301-1101**, legislation that allows for licensure by endorsement and establishes the requirements and parameters for Idaho practice by out-of-state licensees.

MOTION: **Rep. Wood** made a motion to accept **Docket No. 24-2301-1101**. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:30 p.m.

Representative McGeachin
Chair

Irene Moore
Secretary