

MINUTES
HOUSE HEALTH & WELFARE COMMITTEE

DATE: Friday, January 23, 2015

TIME: 9:00 A.M.

PLACE: Room EW20

MEMBERS: Chairman Wood, Vice Chairman Packer, Representatives Hixon, Perry, Romrell, Vander Woude, Beyeler, Redman, Troy, Rusche, Chew

**ABSENT/
EXCUSED:** None

GUESTS: Tana Cory, Bureau of Occupational Licenses; Joan Cloonan, Bureau of Social Work Board; Kristin Guidry, OTLB; Robert Payne and Ginny Dickman, Social Work Board; Heidi Brough Nye, Res. Care Board; Kris Ellis, IHCA.

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

MOTION: **Vice Chairman Packer** made a motion to approve the minutes of the January 16 and January 21, 2015, meetings. **Motion carried by voice vote.**

Tana Cory, Chief, Bureau of Occupational Licenses, presented an overview of the Bureau and the Rules to be presented. She noted the Boards are all charged with being self-supporting.

DOCKET NO. 24-1901-1401: **Tana Cory**, Chief, Bureau of Occupational Licenses, presented **Docket No. 24-1901-1401**, a fee increase for the Board of Examiners of Residential Care Facility Administrators. This fee increase stems from an increase in the number of complaints and the related investigatory costs. This change will result in a \$24,050 annual increase to their dedicated fund.

Kris Ellis, Idaho Healthcare Association (IHA), testified **in opposition to Docket No. 24-1901-1401**, stating they are concerned about the statutory cap being reached, the Board already using 140% of their budget, and no changes to the Board's operation. Consolidation with another board may be a way to address the issues. They are also concerned the complaints brought by the DHW may be double jeopardy when the DHW is investigating the same complaint. This fee increase will not solve the problem and will not support a statutory increase without changes.

Answering questions, **Ms. Ellis** said complaints may not need investigation by law enforcement, DHW, and the Board. This Board has an \$84,000 deficit, which is an increase of \$70,000 from year end 2013. If they reach a statutory point of nonexistence, the industry would be seriously affected.

Dr. Heidi Brough Nye, Chairman, Board of Residential Care Administrators, Owner, Park Place Assisted Living, testified **in support of Docket No. 24-1901-1401**, stating the IHA brought no issues at their board meeting or in writing. They service a vulnerable population and inappropriate care can cause significant harm. Investigations are parallel, not duplicate. The DHW reviews the facility structure and they review the administrator's practice. An administrator can move from a facility without DHW tracking or prosecution.

Upon questioning, **Dr. Brough Nye** stated their annual operating budget is \$50,000, with \$24,000 added from the increase. The Board thought it inappropriate to saddle the administrators with more than a 50% fee increase. Administrators on the Board found the \$150 annual fee reasonable.

Tana Cory said one board they serve has reached the statutory cap. Their investigators work with the DHW and review any investigation. They have not discussed a sliding fee since licensed administrators can move from different sized facilities and do the same job. They wanted to balance increases for both small and large facilities. The Board complaint review includes Administrator assistance to assure non recurrence.

MOTION: **Vice Chairman Packer** made a motion to approve **Docket No. 24-1901-1401**. **Motion carried by voice vote.**

DOCKET NO. 24-1401-1401: **Tana Cory**, Chief, Bureau of Occupational Licenses presented **Docket No. 24-1401-1401**, fee increases for the Board of Social Work Examiners. The Rule increases the application fee from \$60 to \$70 and the endorsement fee from \$60 to \$90. Additional renewal fee increases are: Licensed Clinical Social Worker from \$70 to \$90; Licensed Social Worker and Masters Social Worker from \$60 to \$80; Inactive Licensed Clinical Social Worker and Masters Social Worker from \$30 to \$45; and, Inactive Licensed Social Worker from \$30 to \$40. The increases will raise \$77,080 in the Board's dedicated fund.

Robert Payne, Licensed Clinical Social Worker, Member, Board of Social Work Examiners, testified **in support of Docket No. 24-1401-1401**. He gave an historical overview of their Board. The Board takes their charge very seriously.

Joan Cloonen, Public Member, Board of Social Work Examiners, testified **in support of Docket No. 24-1401-1401**. Of the eighty-three complaints received in 2013, forty-seven were closed by Board action without any review or discipline. In 2014 they received fifty-two complaints and have received twenty complaints thus far in 2015.

MOTION: **Rep. Perry** made a motion to approve **Docket No. 24-1401-1401**. **Motion carried by voice vote.**

DOCKET NO. 24-0901-1401: **Tana Cory**, Chief, Bureau of Occupational Licenses presented **Docket No. 24-0901-1401** for the Board of Examiners of Nursing Home Administrators. This Rule increases the original license fee from \$150 to \$200, the annual renewal fee from \$175 to \$200, and the original application and the endorsement fees from \$100 to \$200. All increases are a result of a rise in complaints.

Keith Holloway, Licensed Nursing Home Administrator, Licensed Assisted Living Administrator, Hospital Administrator, testified **in support of Docket No. 24-0901-1401**. The increases will not cause any serious concerns for present or new providers.

In response to a question, **Mr. Holloway** said a major increase in the nursing home acuity level has required significant operational change.

For the record, no one else indicated their desire to testify.

MOTION: **Rep. Redman** made a motion to approve **Docket No. 24-0901-1401**. **Motion carried by voice vote.**

DOCKET NO. 24-0601-1401: **Tana Cory**, Chief, Bureau of Occupational Licenses presented **Docket No. 24-0601-1401**, fee reductions for licensure of Occupational Therapists and Occupational Therapy Assistants. The reduced fees are: Occupational Therapist initial licensure from \$115 to \$100; Occupational Therapy Assistants initial licensure from \$80 to \$75; limited permit or temporary license from \$30 to \$25; active renewal \$70 to \$55 for Occupational Therapists; active renewal from \$50 to \$35 for Occupational Therapy Assistants; and, inactive license renewal from \$50 to \$25.

MOTION: **Rep. Romrell** made a motion to approve **Docket No. 24-0601-1401**.

Kristen Guidry, Public Member, State Occupational Therapist Licensure Board, testified in support of **Docket No. 24-0601-1401**, stating her appreciation of the Bureau's operation and efforts on behalf of the Board.

John Watts, Idaho Citizen, testified in support of **Docket No. 24-0601-1401**, expressing his pleasure with the fee reduction.

For the record, no one indicated their desire to testify.

**VOTE ON
MOTION:**

Chairman Wood called for a vote on the motion to approve **Docket No. 24-0601-1401. Motion carried by voice vote.**

**DOCKET NO.
24-1101-1401:**

Tana Cory, Chief, Bureau of Occupational Licenses presented **Docket No. 24-1101-1401**, for the State Board of Podiatry. 2014 legislation added an inactive license status for licensees wishing to take a leave without giving up their license or paying the full renewal fee. The changes allow an inactive license annual fee of \$250. Reactivation is possible with payment of the \$250 balance, to match the \$500 renewal fee, and updated continuing education.

Sherry Simpson, Management Assistant, Bureau of Occupational Licenses, was invited to answer questions. She said a license reinstatement applicant would pay the \$250 difference, no matter what month during the year the application was received.

For the record, no one else indicated their desire to testify.

MOTION:

Rep. Beyeler made a motion to approve **Docket No. 24-1101-1401. Motion carried by voice vote.**

**DOCKET NO.
24-1701-1401:**

Tana Cory, Chief, Bureau of Occupational Licenses presented **Docket No. 24-1701-1401**, for the State Board of Acupuncture. This Rule reduces the application fee from \$100 to \$50, original license and original certification fees from \$200 to \$150, annual licensure renewal and annual certification fees from \$125 to \$75, and technician certification or acupuncture trainee permit from \$75 to \$50.

MOTION:

Rep. Hixon made a motion to approve **Docket No. 24-1701-1401.**

For the record, no one indicated their desire to testify.

**VOTE ON
MOTION:**

Chairman Wood called for a vote on the motion to approve **Docket No. 24-1701-1401. Motion carried by voice vote.**

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 10:02 a.m.

Representative Wood
Chair

Irene Moore
Secretary