

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

**DATE:** Tuesday, February 24, 2015

**TIME:** 8:30 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:** Tamara Prisock, DHW; Cindy Bahora, VA; Jennifer Aumeier, Idaho Citizen; Elizabeth Criner, ISDA / NWFPA; Susan Miller, Bd. of Dentistry; Stacey Carson and Toni Lawson, Idaho Hospital Association; Woody Richards, AHIP.

**Chairman Wood** called the meeting to order at 8:30 a.m.

**MOTION:** **Vice Chairman Packer** made a motion to approve the minutes of the February 20, 2015, meeting. **Motion carried by voice vote.**

**SCR 104:** **Sen. Dan Schmidt**, Idaho Citizen, presented **SCR 104**, a suicide prevention resolution requesting the Health Quality Planning Council and the Idaho Council on Suicide Prevention work together and give direction to the Legislature. This commitment from the Legislature recognizes the need to address Idaho's rising suicide rate and asks for help with the problem.

**MOTION:** **Rep. Rusche** made a motion to send **SCR 104** to the floor with a **DO PASS** recommendation.

Responding to a question, **Sen. Schmidt** said the Health Quality Planning Commission has knowledge of the available medical education, professional training and community resources necessary for the best direction for the Legislature to pursue.

**Kim Kane**, Program Director, Idaho Lives Project, Former Executive Director, Suicide Action Network, Member, Governor's Council on Suicide Prevention, testified **in support** of **SCR 104**. A prevention plan and council are already in place. There is also evidence of what works for prevention. An effective, comprehensive system-wide implementation strategy is needed to move forward and include more partners at the discussion table.

**Dr. Bob Polk**, Chairman, Health Quality Planning Commission, testified **in support** of **SCR 104**, stating, as the eighth highest suicide rated state in the country, our system can be improved. This resolution brings all statewide stakeholders together to develop a plan, policy, and budget to bring back to the Legislature.

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

**VOTE ON  
MOTION:** **Chairman Wood** called for a vote on the motion to send **SCR 104** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Romrell** will sponsor the bill on the floor.

- RS 23678:** **Pam Eaton**, President, CEO, Idaho Retailers Association and Idaho State Pharmacy Association, presented **RS 23678**. The proposed legislation addresses three issues pertaining to Pharmacy Benefit Managers (PBMs). First, it provides a fair and uniform Pharmacy Audit Integrity Act for PBM pharmacy audit consistency. Second, the PBM Transparency Act would require registration with the Department of Insurance and business practice transparency, with a confidentiality clause. Third, standardization for cost methodology, determination, change, and update. Also included in **RS 23678** are an appeals process, product list standardization, and mail order products clarification. This legislation starts the discussion to pursue the issues further and create something good for the state, pharmacies, and consumers.
- MOTION:** **Rep. Hixon** made a motion to introduce **RS 23678**.
- Answering a question, **Ms. Eaton** said the insurance companies and PBMs were given drafts of this legislation, which, when printed, will be a tool for the negotiating process during the interim.
- Chairman Wood** explained the three sections may be presented next session as stand alone pieces of legislation, to be debated on their own merit. **RS 23678** combines them as a discussion piece.
- VOTE ON MOTION:** **Chairman Wood** called for a vote on the motion to introduce **RS 23678**. **Motion carried by voice vote.**
- RS 23697:** **Chairman Wood** advised the committee that **RS 23697** replaces legislation already sent to General Orders with amendments.
- Rep. John Rusche**, District 6, presented **RS 23697**, a reprint of **H 98**, which was sent to General Orders with amendments. Because there will be a delay in debating General Orders on the House Floor, the amendments were included in **RS 23697** to quickly move it forward.
- MOTION:** **Vice Chairman Packer** made a motion to introduce **RS 23697**.
- MOTION WITHDRAWN:** **Vice Chairman Packer** withdrew her motion to introduce **RS 23697**.
- MOTION:** **Vice Chairman Packer** made a motion to introduce **RS 23697** and recommend it be sent directly to the Second Reading Calendar. **Motion carried by voice vote.** **Rep. Rusche** will sponsor the bill on the floor.
- RS 23662C2:** **Rep. Caroline Troy**, District 5, presented **RS 23662C2**, proposed legislation to allow those in the cottage food industry to produce and sell food products from unlicensed home kitchens. It provides industry standards, definitions, and insures in-person and online sales are direct from the producer. Definitions use terms already defined in the Idaho Food Code. Title 37 Health Department authority is retained to remove foods that can cause an illness outbreak. Provision is made for consumer producer contact. The proposed legislation affects only the Health Districts' regulatory approach. Sellers must obtain a cottage food handlers permit and sales have a \$30,000 cap.
- MOTION:** **Rep. Redman** made a motion to introduce **RS 23662C2**. **Motion carried by voice vote.**
- S 1036:** **Susan Miller**, Executive Director, Board of Dentistry, presented **S 1036**, legislation to require licensees notify the Board of Dentistry within thirty days of any felony conviction. Currently they only receive notice through renewal application. The grounds for license revocation have not changed. Discipline is on a case-by-case basis.

**MOTION:** **Rep. Hixon** made a motion to send **S 1036** to the floor with a **DO PASS** recommendation.

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

**VOTE ON MOTION:** **Chairman Wood** called for a vote on the motion to send **S 1036** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Troy** will sponsor the bill on the floor.

**S 1037:** **Susan Miller**, Executive Director, Board of Dentistry, presented **S 1037**. This legislation clarifies licenses not renewed in a timely basis will expire, licenses having expired will be cancelled if not renewed in thirty days, and defines the process to reinstate a cancelled license.

**MOTION:** **Rep. Redman** made a motion to send **S 1037** to the floor with a **DO PASS** recommendation.

Answering a question, **Ms. Miller** said these requirements are similar to those of other licensing boards, although their new application requirement after the thirty-day grace period is more restrictive.

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

**VOTE ON MOTION:** **Chairman Wood** called for a vote on the motion to send **S 1037** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Redman** will sponsor the bill on the floor.

**S 1042:** **Tamara Prisock**, Administrator, Division of Licensing and Certification, Department of Health & Welfare (DHW), presented **S 1042**. This legislation removes a change of lease as grounds for re-licensing a residential care or assisted living facility. Because a change in the property lease does not impact the actual operation of the facility or the delivery of care, it should not require re-licensure. This will result in application cost savings for facilities and the department. Answering a question, **Ms. Prisock**, said re-licensure would not prohibit any recertification survey or investigation appropriate for the facility.

**MOTION:** **Rep. Hixon** made a motion to send **S 1042** to the floor with a **DO PASS** recommendation.

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

**VOTE ON MOTION:** **Chairman Wood** called for a vote on the motion to send **S 1042** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Hixon** will sponsor the bill on the floor.

**S 1043:** **Tamara Prisock**, Administrator, Division of Licensing and Certification, DHW, presented **S 1043**, legislation to exempt Department of Veteran's Affairs (VA) approved Medical Foster Homes (MFHs) from state certification. These facilities provide long-term care of dependent veterans who are not receiving Medicaid. Homes that care for non-veterans and veterans would still require state certification. The MFHs are inspected by the VA and have stricter requirements.

**MOTION:** **Rep. Romrell** made a motion to send **S 1043** to the floor with a **DO PASS** recommendation.

Responding to a question, **Ms. Prisock** said the MFH is a new program being introduced to Idaho and, initially, the Treasure Valley. Staff recruitment is underway.

**Cindy Bahora**, Social Worker, Boise VA Medical Center, Coordinator, MFH Program, was invited to answer committee questions. She said the veterans in the MFHs have chronic obstructive pulmonary disease (COPD), congestive heart failure, and other functional deficits that require daily care. There are five VA staff members for initial and annual inspections. The VA program has been in existence for about ten years. A primary home care team makes regular visits to the homes. Increasing the home-based primary care team capacity will increase the area serviced.

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

**VOTE ON MOTION:**

**Chairman Wood** called for a vote on the motion to send **S 1043** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Chew** will sponsor the bill on the floor.

**Chairman Wood** welcomed Legislative Page **Nathan Johnston**, who has been assigned to the committee for the second half of the session.

**ADJOURN:**

There being no further business to come before the committee, the meeting was adjourned at 9:20 a.m.

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Representative Wood  
Chair

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Irene Moore  
Secretary