

MINUTES
HOUSE HEALTH & WELFARE COMMITTEE

DATE: Monday, January 15, 2018

TIME: 9:00 A.M.

PLACE: Room EW20

MEMBERS: Chairman Wood, Vice Chairman Packer, Representatives Perry, Vander Woude, Redman, Blanksma, Hanks, Kingsley, Zollinger, Wagoner, Chew, Rubel

**ABSENT/
EXCUSED:** None

GUESTS: Trinette Middlebrook, Beth Kriete, and Alexandra Fernandez, IDHW; Alex Adams, Kristina Jonas and Thomas Vanderholm, Board of Pharmacy; Bret Rumberk, Blue Cross; Kris Ellis, Id. Orthopedic Society; Tana Cory, Occup. Licenses; Piper Field, Board of Counselors Marriage & Family Therapists; Cathy Hart and Judy Tayler, Comm. on Aging; Kristin Guidry, Occupational Therapy Licensure Board; Susan Miller, BOD; Susie Pouliot, ID Medical Assn.; Toni Lawson, Id. Hospital Assn.; Lauren Necochea, ID Voices for Children

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

RS 25705: **Alex Adams**, Executive Director, Idaho State Board of Pharmacy (BOP), presented **RS 25705** to streamline, modernize and harmonize with the pharmacy practice and controlled substances acts.

MOTION: **Rep. Perry** made a motion to introduce **RS 25705**. **Motion carried by voice vote.**

RS 25634: **Alex Adams**, Executive Director, Idaho State BOP, presented **RS 25634**, which allows a prescriber-authorized substitution for drug products within the same therapeutic class and equivalent therapeutic effect. Both the prescriber and patient must opt-in and the substitution must intend to lower the cost to the patient. In addition, the pharmacist must notify the original prescriber when a substitution occurs.

MOTION: **Rep. Redman** made a motion to introduce **RS 25634**. **Motion carried by voice vote.**

RS 25635: **Alex Adams**, Executive Director, Idaho State BOP, presented **RS 25635**, the annual Uniform Controlled Substances Act (CSA) update. This bill mirrors DEA scheduling decisions for acetyl fentanyl and dronabinol in oral solution.

MOTION: **Vice Chairman Packer** made a motion to introduce **RS 25635**. **Motion carried by voice vote.**

RS 25641: **Susan Miller**, Executive Director, Idaho Board of Dentistry (BOD), presented **RS 25641** to address the national issue for dental specialist recognition.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 25641**. **Motion carried by voice vote.**

RS 25642: **Susan Miller**, Executive Director, Idaho BOD, presented **RS 25642** to extend dental hygienist access to oral healthcare programs and procedures.

MOTION: **Rep. Redman** made a motion to introduce **RS 25642**. **Motion carried by voice vote.**

RS 25643: **Susan Miller**, Executive Director, Idaho BOD, presented **RS 25643** to expand the definition of conviction with a finding of guilt under the Uniform Code of Military Justice and clarify the board's authority in applicable matters.

- MOTION:** **Vice Chairman Packer** made a motion to introduce **RS 25643. Motion carried by voice vote.**
- RS 25644:** **Susan Miller**, Executive Director, Idaho BOD, presented **RS 25644**, proposed legislation to make an inflationary adjustment in the board member compensation from \$50 to \$100 per day.
- MOTION:** **Rep. Redman** made a motion to introduce **RS 25644. Motion carried by voice vote.**
- RS 25650:** **Tana Cory**, Chief, Bureau of Occupational Licenses, presented **RS 25650** to increase the Board of Acupuncture honorarium from \$50 to \$100.
- MOTION:** **Rep. Blanksma** made a motion to introduce **RS 25650. Motion carried by voice vote.**
- RS 25651:** **Kristen Gidry**, Chairman, Occupational Therapy Licensure Board, presented **RS 25651**, which clarifies code definitions and removes obsolete board appointment and endorsement provisions.
- MOTION:** **Rep. Chew** made a motion to introduce **RS 25651. Motion carried by voice vote.**
- RS 25653:** **Tana Cory**, Chief, Bureau of Occupational Licenses on behalf of the Professional Counselors and Marriage and Family Therapists Board, presented **RS 25653** to move educational curricula requirements from statute and allow the Board to establish them in Rule.
- MOTION:** **Rep. Chew** made a motion to introduce **RS 25653. Motion carried by voice vote.**
- RS 25724:** **Kris Ellis**, on behalf of the Idaho Orthopedic Society, presented **RS 25724**, an Idaho licensure exemption for out-of state physicians, physician assistants, dietitians, and athletic trainers who are practicing temporarily in Idaho as part of an athletic event or other activity.
- MOTION:** **Rep. Blanksma** made a motion to introduce **RS 25724. Motion carried by voice vote.**
- RS 25748:** **Ken McClure**, representing the Idaho Medical Association, presented **RS 25748**, to encourage health care providers to volunteer their services for community health screening events.
- MOTION:** **Vice Chairman Packer** made a motion to introduce **RS 25748. Motion carried by voice vote.**
- RS 25759:** **Rep. Christy Perry** presented **RS 25759**. The purpose of this proposed legislation is to assure opioid antagonists are reported to the Prescription Monitoring Program.
- MOTION:** **Vice Chairman Packer** made a motion to introduce **RS 25759. Motion carried by voice vote.**
- RS 25622:** **Russ Barron**, Executive Director, Department of Health and Welfare (DHW), and **Dean Cameron**, Director, Department of Insurance (DOI) presented **RS 25622**, proposed legislation to allow the DOI to apply for a 1332 State Innovation Waiver to allow individuals below 100% of the Federal Poverty Level (FPL) to apply for Advanced Payment of Tax Credits and purchase private health insurance on Idaho's Health Insurance Exchange. It also allows the DHW to implement a 1115 Waiver to cover individuals with medically complex conditions within guidelines.
- Answering questions, **Director Barron** said the list of costly and complex medical conditions will be submitted during the waiver application. **Director Cameron** stated the proposed legislation remains broad because the federal discussion is ongoing. The medical conditions selected will provide the largest savings to Idaho citizens.

- MOTION:** Rep. Perry made a motion to introduce **RS 25622**. **Motion carried by voice vote.** Reps. Hanks, Vander Woude, and Zollinger asked to be recorded as voting **NAY**.
- RS 25614C1:** Ali Fernandez, Acting Bureau Chief, Bureau of Long Term Care, Division of Medicaid, DHW, presented **RS 25614C1**, to provide the authority to operate a quality performance incentive program for skilled nursing facilities and three veterans homes.
- MOTION:** Rep. Blanksma made a motion to introduce **RS 25614C1**. **Motion carried by voice vote.**
- RS 25615:** Ross Edmunds, DHW, presented **RS 25615**, to add and update definitions for peer services. Prevention representation is added to the regional boards and state planning council members. County commissioner representation is established for appointing authority.
- MOTION:** Vice Chairman Packer made a motion to introduce **RS 25615**. **Motion carried by voice vote.**
- RS 25637:** Ross Edmunds, DHW, presented **RS 25637**. The statewide tobacco retailer no-charge permit is changed to a \$100 fee permit. This is a result of Millennium Fund decreases. Collected fees will be remitted to the Prevention of Minors' Access to Tobacco Fund.
- MOTION:** Rep. Wagoner made a motion to introduce **RS 25637**. **Motion carried by voice vote.**
- RS 25638:** Ross Edmunds, DHW, presented **RS 25638**. Sometimes persons committed to the DHW for restoration of competency cannot be restored to competency to stand trial and be released. On those occasions the court switches the person to a civil commitment, requiring a level of care change. The previous thirty-day moving notification is being decreased to ten business days to allow timelier release to a more appropriate and cost-effective facility.
- MOTION:** Vice Chairman Packer made a motion to introduce **RS 25638**. **Motion carried by voice vote.**
- RS 25645:** Cathy Hart, Idaho State Long Term Care Ombudsman, Idaho Commission on Aging, presented **RS 25645**. The proposed changes are in compliance with the federal Ombudsman authorizing law under the Older Americans Act and new federal regulations. Clarification is made to terminology, and ombudsman access. Other changes insure the program is a distinct and separate entity.
- MOTION:** Rep. Redman made a motion to introduce **RS 25645**. **Motion carried by voice vote.**
- ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 10:02 a.m.

Representative Wood
Chair

Irene Moore
Secretary