

MINUTES
SENATE HEALTH & WELFARE COMMITTEE

DATE: Monday, January 21, 2019

TIME: 3:00 P.M.

PLACE: Room WW54

MEMBERS PRESENT: Chairman Martin, Vice Chairman Souza, Senators Heider, Lee, Harris, Burtenshaw, and Bayer

ABSENT/ EXCUSED: Senators Jordan and Nelson

NOTE: The sign-in sheet, testimonies and other related materials will be retained with the minutes in the committee's office until the end of the session and will then be located on file with the minutes in the Legislative Services Library.

CONVENED: **Chairman Martin** called the meeting of the Senate Health and Welfare Committee (Committee) to order at 3:00 p.m.

PASSED THE GAVEL: Chairman Martin passed the gavel to Vice Chairman Souza.

DOCKET NO. 24-0301-1801 **Maurie Ellsworth**, General Counsel, Idaho Bureau of Occupational Licenses, presented **Docket No. 24-0301-1801**, Rules of the State Board of Chiropractic Physicians (Board). The pending rule simplifies language, eliminates an outdated requirement, and allows the Board to consider current licensing from out-of-state practitioners—only requiring examination if a license does not align with Idaho standards. It includes a carryover provision for continuing medical education (CME) credits if a provider has CME credits that exceed the annual requirement; includes online CME options; hardship waivers if a provider is not able to meet CME requirements due to personal circumstances; addresses expired licenses, and renumbers existing CME rules. The Board conducted open meetings, postcard outreach and engaged with other stakeholders. It received minimal feedback that was then incorporated.

DISCUSSION: **Chairman Martin** inquired if adding online classrooms and home study is adequate for chiropractors to continue in their profession. **Mr. Ellsworth** responded that the practitioners determined it does, for the interactive book study portion (not for hands-on education requirements). In a follow-up question, **Chairman Martin** asked for more information about flexibility in out-of-state license consideration. **Mr. Ellsworth** explained Endorsement Licensure: if another state's qualifications align with Idaho requirements, it allows waiver of the exam. It gives the Board discretion to require or waive the exam.

MOTION: **Chairman Martin** moved to approve **Docket No. 24-0301-1801**. **Senator Lee** seconded the motion. The motion carried by **voice vote**.

DOCKET NO. 24-1401-1801 **Roger Hales**, Administrative Attorney, Idaho Bureau of Occupational Licenses, presented **Docket No. 24-1401-1801**, Rules of the State Board of Social Work Examiners, on behalf of Robert Payne, Board Member. This docket addresses use of the national repository, telehealth, and allows for practice in the state of Idaho if licensed in another state. There was no negotiated rulemaking, but there was a public comment period and postcard survey with two responses in opposition.

- DISCUSSION:** **Senator Harris** asked for clarification of the definition "mature" candidate. Discussion ensued about the benefit of waiving the exam to allow candidates that have a long history working out-of-state, and/or became licensed more than ten years ago. **Mr. Hales** explained that a small number of candidates meet that criteria, but it has been a barrier to bringing in some candidates who are highly experienced. Many coming into the state take the exam.
- MOTION:** **Senator Lee** moved to approve **Docket No. 24-1401-1801**. **Senator Harris** seconded the motion. The motion carried by **voice vote**.
- DOCKET NO. 24-2601-1801** **Mr. Hales** presented **Docket No. 24-2601-1801**, Rules of the Idaho Board of Midwifery. The rules delete obsolete language, add increased cardiopulmonary resuscitation requirements—including neonatal requirements—to retain a license; and address Strep B prevention. No negotiated rulemaking was conducted, and a postcard survey was conducted with minimal opposition.
- MOTION:** **Chairman Martin** moved to approve **Docket No. 24-2601-1801**. **Senator Lee** seconded the motion. The motion carried by **voice vote**.
- DOCKET NO. 24-0901-1801** **Mr. Hales** presented **Docket No. 24-0901-1801**, Board of Examiners of Nursing Home Administrators, that changes language for the training program from one year to 1,000 hours, and reporting from quarterly to every 500 hours.
- MOTION:** **Senator Harris** moved to approve **Docket No. 24-0901-1801**. **Senator Bayer** seconded the motion. The motion carried by **voice vote**.
- DOCKET NO. 24-0901-1802** **Mr. Hales** presented **Docket No. 24-0901-1802**, Board of Examiners of Nursing Home Administrators, that allows for CME carryover into a subsequent year if credits exceed the annual requirement. It also clarifies language and deletes obsolete language.
- MOTION:** **Chairman Martin** moved to approve **Docket No. 24-0901-1802**. **Senator Heider** seconded the motion. The motion carried by **voice vote**.
- DOCKET NO. 24-1101-1801** **Mr. Hales** presented **Docket No. 24-1101-1801**, Rules of the State Board of Podiatry, that removes obsolete language and adds language for CME home study. No negotiated rulemaking was conducted, and a postcard survey yielded two comments.
- MOTION:** **Senator Harris** moved to approve **Docket No. 24-1101-1801**. **Senator Lee** seconded the motion. The motion carried by **voice vote**.
- DOCKET NO. 24-1901-1801** **Mr. Hales** presented **Docket No. 24-1901-1801**, Board of Examiners of Residential Care Facility Administrators (RCA), that allows for the option of the RCA examination or completion of one year of work experience in an RCA management position to obtain a license. It removes a barrier to licensure and there was no opposition.
- MOTION:** **Senator Harris** moved to approve **Docket No. 24-1901-1801**. **Senator Lee** seconded the motion. The motion carried by **voice vote**.
- ADJOURNED:** There being no further business at this time, **Vice Chairman Souza** adjourned the meeting at 3:50 p.m.

Senator Martin
Chair

Margaret Major
Secretary