

MINUTES
HOUSE HEALTH & WELFARE COMMITTEE

DATE: Thursday, March 12, 2020

TIME: 8:00 A.M.

PLACE: Room EW20

MEMBERS: Chairman Wood, Vice Chairman Wagoner, Representatives Vander Woude, Gibbs, Blanksma, Kingsley, Zollinger, Christensen, Lickley, Remington, Chew, Rubel, Davis

**ABSENT/
EXCUSED:** Representative(s) Blanksma, Christensen

GUESTS: Toni Lawson, Id. Hospital Assoc.; Kelley Packer, IBOL, Corey Matthew, not shown; Adrienne Frazier, Dylan Smith, Carissa Amicle, and Emylie Patten, St. Luke's; Jen Misajet, St. Alphonsus; Lupe Wissel, AARP

Chairman Wood called the meeting to order at 8:02 a.m.

S 1354: **Sen. Mark Harris**, District 32, presented **S 1354**. Most Idaho Medicare accepting hospitals are subject to both Idaho's Rules and Minimum Standards for Hospitals and the Centers for Medicare and Medicaid Services' (CMS') Conditions of Participation. This legislation addresses regulatory inconsistency and confusion among providers by stipulating IDAPA Title 39, Chapter 13, when more restrictive than federal guidelines, shall not apply to hospitals certified by CMS through accreditation, survey, or otherwise.

Toni Lawson, Idaho Hospital Association, testified **in support of S 1354**. This legislation decreases duplication and confusion. She gave an example regarding the use of restraints and the difference between the IDAPA requirement and the CMS requirement. The confusion has negatively impacted staffing.

MOTION: **Rep. Gibbs** made a motion to send **S 1354** to the floor with a **DO PASS** recommendation.

Answering questions, **Ms. Lawson** said corrections during the rules review process involved many sections and rejecting any section would detrimentally impact non-Medicaid accredited hospitals. The few hospitals not Medicaid certified are licensed psychiatric facilities who do not take Medicare or Medicaid patients.

Adrienne Frazier testified **in support of S 1354** and returned to her seat.

Emylie Patten testified **in support of S 1354** and returned to her seat.

Jennifer Misajet, Chief Nurse, St. Alphonsus Health System, testified **in support of S 1354**. She shared how a 25% increase in required observation hours, which are directly related to the state requirements, have led to hiring sixty patient safety attendants.

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 **S 1354** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Gibbs** will sponsor the bill on the floor.

S 1331: **Caroline Merritt**, Idaho Association of Chiropractic Physicians, presented **S 1331**. Under current law, chiropractic physicians certified in clinical nutrition must use an outsourcing facility or a 503B pharmacy to obtain the products they may administer. This legislation allows a chiropractic physician to obtain patient-specific prescription for office use from a licensed Idaho compounding pharmacy. There is no expansion of the prescription drugs list. With only one 503B Idaho facility, the current legislation is cost prohibitive and cumbersome. Requests to order from out-of-state facilities have been denied.

MOTION: **Vice Chairman Wagoner** made a motion to send **S 1331** to the floor with a **DO PASS** recommendation.

Dr. Cory Matthews, Boise Practitioner, testified **in support** of **S 1331**. He explained the issues surrounding the practicality and cost effectiveness of getting the product to his patients. Such products are used for overall wellness and can be a simple vitamin compound. Because the products have to be made in large batches, there are often long waits for the product and practitioners have to go in together to purchase them.

Answering questions, **Dr. Matthews** explained administering at a doctor's office provides quality control. He would like to use 503A pharmacies as well as the one 503B pharmacy to meet his patients' needs.

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 **S 1331** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Chairman Wood** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 8:35 a.m.

Representative Wood
Chair

Irene Moore
Secretary