

MINUTES
HOUSE HEALTH & WELFARE COMMITTEE

DATE: Wednesday, January 22, 2025

TIME: 9:00 A.M.

PLACE: Room EW20

MEMBERS: Chairman Vander Woude, Vice Chairman Erickson, Representatives Healey, Redman, Wheeler, Beiswenger, Burgoyne, Cayler, Fuhriman, Leavitt, McCann, Rasor, Thompson, Rubel, Egbert

**ABSENT/
EXCUSED:** None

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

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

Chairman Vander Woude turned the gavel over to **Vice Chairman Erickson**.

DOCKET NO. 24-0901-2401: **Cecely Metcalfe**, Board Services Manager, Occupational License Bureau, Division of Occupational and Professional Licenses (DOPL), Executive Officer, Idaho Board of Examiners of Nursing Home Administrators, presented **Docket No. 24-0901-2401**, which has Zero Based Reduction (ZBR) driven changes. With the chapter reorganization, unnecessary, duplicate, and outdated language has been deleted or updated to simplify, clarify, and align the Administrative Rules with Idaho Code.

Answering questions, **Ms. Metcalfe** stated DOPL is moving to a twenty-four month renewal cycle and aligning the continuing education (CE) to the same cycle. The board's cash balance as of September 30, 2024, is (\$7,128.78). Negotiated rulemaking will be used to increase the fees to move within the required 30% to 125% of the five-year annual rolling expenses required by statute. Proposed legislation will combine this board with the Board of Examiners of Residential Care Facilities. This is anticipated to decrease expenses through staff consolidation. A new licensing system has been introduced and is expected to further reduce expenses. With CE requirements changed from annual to biennial, the board decided a CE carry over was no longer necessary.

MOTION: **Rep. Healey** made a motion to approve **Docket No. 24-0901-2401**. **Motion carried by voice vote.**

DOCKET NO. 24-1901-2401: **Cecely Metcalfe**, Board Services Manager, Occupational License Bureau, DOPL, Executive Officer, Idaho Board of Examiners of Residential Care Facility Administrators, presented **Docket No. 24-1901-2401**. This ZBR chapter rewrite reorganizes chapters, adds a new licensure pathway for individuals holding a Health Services Executive credential, changes the CE cycle to biennial, expands the type of CE courses, aligns examinations with Idaho Code, removes duplication, increases fees to align with Idaho Code, and removes civil fines due to lack of statutory authority.

Ms. Metcalfe, in response to questions, said the board's cash balance, as of September 30, 2024, is (\$9,271.24). It is anticipated this board will be part of the consolidation within the proposed legislation previously mentioned. Efficiencies and possibly raising fees further in alignment with statutory authority are first steps to get the board in line with Idaho Code. There are 440 individuals licensed through the Residential Care Examiners Board. The fee changes will put the board at 31% by the end of Fiscal Year 2028. Responding to concern expressed when combining two boards with negative balances, she explained the importance of making the reductions and changes without impacting the workforce or patient safety. The boards, if allowed to combine, are expected to have a positive balance within three years.

- MOTION:** **Rep. Fuhriman** made a motion to approve **Docket No. 24-1901-2401**.
- SUBSTITUTE MOTION:** **Rep. Vander Woude** made a substitute motion to **HOLD Docket No. 24-1901-2401**, stating he is not in favor of approving the rule without a review of how it became negative and a plan to remove the board from such a large negative cash balance.
- AMENDED SUBSTITUTE MOTION:** **Rep. McCann** made an amended substitute motion to **HOLD Docket No. 24-1901-2401** for time certain, March 15, 2025.
- UNANIMOUS CONSENT REQUEST:** After committee discussion, **Rep. McCann** asked unanimous consent to withdraw her motion to **HOLD Docket No. 24-1901-2401** for time certain, March 15, 2025. There being no objection the request was granted.
- AMENDED SUBSTITUTE MOTION:** **Rep. Redman** made an amended substitute motion to **HOLD Docket No. 24-1901-2401** for time certain, February 12, 2025. **Motion carried by voice vote.**
- DOCKET NO. 24-2401-2401:** **Cecely Metcalfe**, Board Services Manager, Occupational License Bureau, DOPL, Executive Officer, Idaho Genetic Counselors Licensing Board, presented **Docket No. 24-2401-2401**. This ZBR rewrite reorganizes chapters, removes duplication with Idaho Code or national certification requirements, and eliminates the inactive status licensure requirements which are not within the board's statutory authority. Provision is made for consideration of other licensing exams, if available.
- Upon questioning, **Ms. Metcalfe** relayed the cash balance of this board, as of September 30, 2024, is \$143,548.51, which is 373%. The board has reduced fees by 20%, effective January 1, 2025. Inactive status is no longer an option since only three individuals have ever made requests. The language "not to exceed" within the fee table allows the board to actively reduce fees.
- MOTION:** **Rep. Rasor** made a motion to **HOLD Docket No. 24-2401-2401** for time certain, January 29, 2025. He commented this will allow time to receive information regarding incorporation of the National Society of Genetic Counselors (NSGC) and conducting violation inquiries.
- VOTE ON MOTION:** **Vice Chairman Erickson** called for a vote on the motion to **HOLD Docket No. 24-2401-2401** for time certain, January 29, 2025. **Motion carried by voice vote.**
- DOCKET NO. 24-2601-2501:** **Katie Stuart**, Bureau Chief, Administration Bureau, DOPL, presented **Docket No. 24-2601-2501**. These temporary Administrative Rules update the fee table to include the term "not more than" for all fees, thus allowing the board to easily decrease fees in the future. The current average 90% fee reductions are a result of consolidation of the Board of Midwifery with the Board of Nursing during the 2024 legislative session.
- MOTION:** **Rep. Redman** made a motion to approve **Docket No. 24-2601-2501**.
Rep. Redman declared Rule 80 stating a possible conflict of interest.

VOTE ON MOTION: **Vice Chairman Erickson** called for a vote on the motion to approve **Docket No. 24-2601-2501. Motion carried by voice vote.**

DOCKET NO. 24-3101-2501: **Katie Stuart**, Bureau Chief, Administration Bureau, DOPL, presented **Docket No. 24-3101-2501**, a temporary Administrative Rule to update the fee chart to include "not more than" which allows the Board of Dentistry to easily decrease fees in the future.

MOTION: **Rep. Healey** made a motion to approve **Docket No. 24-3101-2501.**

Responding to a question, **Ms. Stuart** stated the Board of Dentistry's five-year average rolling cash balance, as of fiscal year end 2024, is approximately \$1.2M.

VOTE ON MOTION: **Vice Chairman Erickson** called for a vote on the motion to approve **Docket No. 24-3101-2501. Motion carried by voice vote.**

DOCKET NO. 24-3401-2501: **Katie Stuart**, Bureau Chief, Administration Bureau, DOPL, presented **Docket No. 24-3401-2501**, the Board of Nursing. This temporary Administrative Rule adds "not more than" to the fee chart, allowing ease in future fee reductions. The board has currently decreased fees an average of 20%.

MOTION: **Rep. Wheeler** made a motion to approve **Docket No. 24-3401-2501. Motion carried by voice vote.**

Vice Chairman Erickson turned the gavel over to **Chairman Vander Woude.**

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

Representative Erickson
Chair

Irene Moore
Secretary