

MINUTES
HOUSE HEALTH & WELFARE COMMITTEE

DATE: Thursday, January 23, 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.

MOTION: **Rep. McCann** made a motion to approve the minutes of the January 21, 2025, meeting. **Motion carried by voice vote.**

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

DOCKET NO. 24-3601-2401: **Nicki Chopski**, Bureau Chief, Health Professions Bureau, Division of Occupational and Professional Licenses (DOPL), Executive Officer, Idaho Board of Pharmacy, presented **Docket No. 24-3601-2401**. She requested the committee reject this temporary Administrative Rule, allowing it to expire.

MOTION: **Rep. Redman** made a motion to reject **Docket No. 24-3601-2401**. **Motion carried by voice vote.**

DOCKET NO. 24-3601-2402: **Nicki Chopski**, Bureau Chief, Health Professions Bureau, DOPL, presented **Docket No. 24-3601-2402**, a zero-based regulation (ZBR) chapter rewrite. The chapter has been reorganized, with duplicate and obsolete sections removed or updated. The fees were capped at the current legislative approved rates. The drug outlet updates simplify reporting requirements. The annual inventory was changed to biennial and remains consistent with federal requirements. Criminal conviction reporting was changed from upon license renewal to thirty days of the incident. The compounding exemptions were updated and include coloring agents. Sterile preparation incorporates current terminology to better reflect the standard of care.

MOTION: **Rep. Redman** made a motion to approve **Docket No. 24-3601-2402**, with the exception of Section 200.14.e. **Motion carried by voice vote.**

DOCKET NO. 24-3303-2401 AND DOCKET NO. 24-3301-2401: **Nicki Chopski**, Bureau Chief, Health Professions Bureau, DOPL, on behalf of the Board of Medicine. The board is moving **Docket No. 24-3303-2401** into **Docket No. 24-3301-2401**. Duplications and outdated terminology have been removed or changed for clarification. Temporary registration has been reworded to allow for mini-fellowships. An exemption has been added for international physicians. Continuing education has been updated to apply only to those without board certification. The inactive license renewal fee, duplicate wall certificates, and administrative fees for services have been eliminated. Both a provisional and limited license for international and bridge year physicians have been added to the fee table.

MOTION: **Rep. Wheeler** made a motion to approve **Docket No. 24-3303-2401**. **Motion carried by voice vote.**

MOTION: **Rep. Wheeler** made a motion to approve **Docket No. 24-3301-2401. Motion carried by voice vote.**

DOCKET NO. 24-3302-2401: **Nicki Chopski**, Bureau Chief, Health Professions Bureau, DOPL, Executive Officer, Physician Assistants (PA) Advisory Committee, presented **Docket No. 24-3302-2401.** Duplicate licensure requirements and definitions were removed. Other changes align with statute, replace "scope of practice" with "practice standards," and clarify references. Reinstatement and inactive license fees were removed in alignment with the Division's authority.

Answering a question, **Ms. Chopski** said the specific exam supplier's name was added as required by Idaho Code. As the only PA examiner option, not listing them would place the rule in violation of statute.

MOTION: **Rep. Redman** made a motion to approve **Docket No. 24-3302-2401**, with the exception of Section 100.01. He expressed his concerns regarding information on the examiner's website indicating their diversity and inclusion (DEI) operating beliefs.

When asked about the board's cash balance, **Ms. Chopski** said as of fiscal year 2024, the balance was \$215,356.11, 146% of operating expenses. A recent 15.5% fee reduction recommendation to the Board of Medicine will be reviewed at their next meeting. There are no other agencies available to certify PAs.

SUBSTITUTE MOTION: **Rep. McCann** made a substitute motion to approve **Docket No. 24-3302-2401.**

Committee discussion included the extreme costs related to creating an Idaho-specific exam, the functionality of not including the examiner company's name, the growing trend away from DEI nomenclatures on websites, and the impact of an Idaho declaration of non-support for DEI statements.

ROLL CALL VOTE: The substitute motion voice vote was unclear. **Vice Chairman Erickson** requested a roll call vote. **Substitute motion failed by a vote of 7 AYE and 8 NAY. Voting in favor** of the substitute motion: **Reps. Erickson, Redman, Wheeler, Fuhriman, McCann, Rubel, and Egbert. Voting in opposition** to the substitute motion: **Reps. Healey, Beiswenger, Burgoyne, Cayler, Leavitt, Rasor, Thompson, and Vander Woude.**

VOTE ON ORIGINAL MOTION: **Vice Chairman Erickson** called for a vote on the original motion to approve **Docket No. 24-3302-2401**, with the exception of Section 100.01. **Motion carried by voice vote. Reps. Rubel, Egbert, McCann, Wheeler, and Fuhriman** requested they be recorded as voting **NAY.**

DOCKET NO. 24-3305-2401: **Orin Duffin**, Program Director, Health Professions Bureau, DOPL, Executive Officer, Allied Health Advisory Board, presented **Docket No. 24-3305-2401**, with ZBR reductions for clarity and simplification. The inactive license renewal fee was removed since it is incongruent with Idaho Code. Answering a question, he explained all boards are being transitioned to a two-year renewal cycle.

MOTION: **Rep. Redman** made a motion to approve **Docket No. 24-3305-2401. Motion carried by voice vote.**

DOCKET NO. 24-3306-2401: **Orin Duffin**, Program Director, Health Professions Bureau, DOPL, Executive Officer, Allied Health Advisory Board, presented **Docket No. 24-3306-2401**, which has been updated to a consistent division format. The CE has been simplified to allow any germane course. Fees have been consolidated from two fee tables for clarity. The inactive renewal fee has been removed. Answering a question, he said the board, as of FY 2024, has a cash balance of \$186,793.63, 117% of their operating budget.

MOTION: Rep. McCann made a motion to approve **Docket No. 24-3306-2401. Motion carried by voice vote.**

DOCKET NO. 24-3307-2401: Orin Duffin, Program Director, Health Professions Bureau, DOPL, Executive Officer, Allied Health Advisory Board, presented **Docket No. 24-3307-2401.** Changes provide a consistent format with other boards and remove duplication with Idaho Code. The inactive license renewal fee removal addresses the conflict between inactive and lapsed licenses.

MOTION: Rep. Egbert made a motion to approve **Docket No. 24-3307-2401. Motion carried by voice vote.**

DOCKET NO. 24-3304-2401: Orin Duffin, Program Director, Health Professions Bureau, DOPL, Executive Officer, Allied Health Advisory Board, presented **Docket No. 24-3304-2401.** Changes were made to be consistent with the DOPL board format. The inactive license fee was eliminated.

MOTION: Rep. Redman made a motion to approve **Docket No. 24-3304-2401. Motion carried by voice vote.**

DOCKET NO. 24-0301-2401: John Price, Bureau Chief, Occupational Licensing Bureau, DOPL, presented **Docket No. 24-0301-2401,** a chapter rewrite in alignment with ZBR requirements. In this rewrite, chapters were reorganized, and duplications of Idaho Code were removed. The word "college" was replaced with "program" to recognize all accredited institutions. Other changes allow for qualified international applicants and other competency exams. CE requirements were updated to the two-year model. Inactive license was updated to a biennial issuance, increasing the maximum number of conversion years. Rewording assures chiropractic assistants do not provide treatment advice. Stipulation was made regarding advertisements claiming affiliation with a research project. Sexual misconduct was clarified to include sexual misconduct against a spouse.

MOTION: Rep. Rasor made a motion to approve **Docket No. 24-0301-2401. 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 10:18 a.m.

Representative Erickson
Chair

Irene Moore
Secretary