

**MINUTES OF THE
HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE
Room 25, House Office Building
January 24, 2011**

MEMBERS PRESENT: Rep. Evan J. Vickers, Vice Chair
 Rep. Rebecca Chavez-Houck
 Rep. Tim M. Cosgrove
 Rep. Bradley M. Daw
 Rep. Daniel McCay
 Rep. Ronda Rudd Menlove
 Rep. Dean Sanpei
 Rep. Christine F. Watkins

MEMBERS EXCUSED: Rep. Paul Ray, Chair

STAFF PRESENT: Mr. Mark D. Andrews, Policy Analyst
 Ms. Linda Black, House Secretary

Note: A list of visitors and copy of handouts are filed with committee minutes.

Vice Chair Vickers called the meeting to order at 2:10 p.m., and introduced the committee.

Vice Chair Vickers relinquished the chair to Rep. Daw.

H.B. 51 Medical Speciality Practice Act Amendments *(Rep. E. Vickers)*

Vice Chair Vickers presented the bill to the committee.

MOTION: Vice Chair Vickers moved to amend the bill as follows:

1. *Page 2, Line 55:*

55 (xi) Chapter 70a, Physician Assistant Act —;
 (xii) Chapter 71, Naturopathic Physician Practice Act; and
 (xiii) Chapter 73, Chiropractic Physician Practice Act —.

The motion passed unanimously, with Rep. McCay and Rep. Menlove absent for the vote.

Spoke in favor of the bill: Mr. Reid Barker, Executive Director, Utah Pharmacists
 Association
 Mr. Casey Hill, Utah Medical Association

MOTION: Rep. Sanpei moved to pass H.B. 51 out with a favorable recommendation. The motion passed with Rep. Daw and Rep. McCay voting in opposition and Rep. Menlove absent for the vote.

Rep. Daw returned the chair to Vice Chair Vickers

H.B. 55 Health Care Associated Infections (Rep. J. Draxler)

Rep. Draxler presented the bill to the committee.

MOTION: Rep. Daw moved to amend the bill as follows:

1. Page 1, Line 17:

17 ▶ requires an ambulatory surgical facility, a general acute hospital, an end stage renal disease facility. and a specialty

2. Page 3, Line 66:

66 [~~(5)~~] (6) "End stage renal disease facility" is as defined in Section 26-21-2.
(7) "Epidemic" means the occurrence or outbreak in a community or region of

3. Page 3, Lines 73 through 74:

73 { ~~(7)~~ — (8) — "General acute hospital" is as defined in Section 26-21-2.
74 [~~(6)~~] { ~~(8)~~ — (9) — "Incubation period" means the time interval between
 exposure to an infectious

4. Page 3, Line 76:

76 [~~(7)~~] { ~~(9)~~ — (10) — "Infected individual" means an individual who harbors an
 infectious agent and

5. Page 3, Line 79:

79 [~~(8)~~] { ~~(10)~~ — (11) — "Infection" means the entry and development or
 multiplication of an

6. Page 3, Line 84:

84 [~~(9)~~] { ~~(11)~~ — (12) — "Infectious agent" means an organism such as a virus,
 rickettsia, bacteria,

7. Page 3, Lines 86 through 88:

86 [~~(10)~~] { ~~(12)~~ — (13) — "Infectious disease" means a disease of man or animals
 resulting from an
87 infection.

88 [(11)] { ~~(13)~~ ___ (14) ___ "Isolation" means the separation, for the period of
communicability, of

8. *Page 4, Line 92:*

92 [(12)] { ~~(14)~~ ___ (15) ___ "Quarantine" means the restriction of the activities of
well individuals or

9. *Page 4, Line 95:*

95 [(13)] { ~~(15)~~ ___ (16) ___ "School" means a public, private, or parochial nursery
school, licensed or

10. *Page 4, Line 98:*

98 [(14)] { ~~(16)~~ ___ (17) ___ "Sexually transmitted disease" means those diseases
transmitted through

11. *Page 4, Line 100:*

100 { ~~(17)~~ ___ (18) ___ "Specialty hospital" is as defined in Section 26-21- 2.

12. *Page 6, Lines 160 through 165:*

160 (1) An ambulatory surgical facility, a general acute hospital, { ~~and~~ ___ a specialty
hospital , an end stage renal disease facility, and other facilities as required by rules
of the Center for Medicare and Medicaid Services

161 shall give the department access to the facility's data on the incidence and rate of health
care

162 associated infections that the facility submits to the National Healthcare Safety Network
in the

163 Center for Disease Control pursuant to the Center for Medicare and Medicaid Services
rules for

164 infection reporting { ~~under the Inpatient Prospective Payment System~~ ___ . Access
to data under this

165 Subsection (1) may include data sharing through the National Healthcare Safety Network.

The motion passed unanimously with Rep. Menlove absent for the vote.

MOTION: Rep. Sanpei moved to amend the bill as follows:

1. *Page 1, Line 27 through Page 2, Line 28:*

27 ▶ states that the report { ~~shall~~ may not be used as evidence in a
 criminal, civil, or
28 administrative proceeding; and

The motion passed unanimously with Rep. Menlove absent for the vote.

Spoke in favor of the bill: Mr. David Gessel, Utah Hospital Association
 Dr. Robert Rolfs, Utah Department of Health
 Ms. Shelly Braun, Utah Health Policy Project
 Ms. Rouett Abouzelof, Prevention Specialist, Primary Children's
 Medical Center

MOTION: Rep. Daw moved to pass H.B. 55 out with a favorable recommendation as amended. The motion passed unanimously.

H.B. 46 Electronic Personal Medical Records *(Rep. R. Menlove)*

MOTION: Rep. Menlove moved to replace H.B. 46 with 1st Substitute H.B. 46. The motion passed unanimously.

MOTION: Rep. Menlove moved to amend 1st Substitute H.B. 46 as follows:

1. *Page 1, Lines 9 through 10:*

9 This bill facilitates the enrollment of Medicaid beneficiaries,
 { ~~Children~~ Children's Health Insurance Program
10 enrollees, and { ~~public~~ state employees and their dependents into the
 electronic exchange of clinical health records.

2. *Page 1, Lines 18 through 19:*

18 ▶ amends the duties of the Public Employees Health Program to enroll
 { ~~members~~ state employees and their dependents in
19 the electronic exchange of clinical health records unless the individual opts out.

3. *Page 8, Line 242 through Page 9, Line 243:*

242 (t) require { ~~a member~~ state employees and their dependents to
 participate in the electronic exchange of clinical health records
243 in accordance with Section 26-1-37 unless the enrollee opts out of participation.

The motion passed unanimously with Rep. Daw and Rep. McCay absent for the vote.

Spoke in favor of the bill: Ms. Jan Root, CEO, Utah Health Information Network
Mr. Michael Hales, Deputy Director, Utah Department of Health

Spoke to the bill: Ms. Maryann Christensen, Utah Eagle Forum

MOTION: Rep. Watkins moved to pass the bill out favorably. The motion passed with Rep. Daw and Rep. McCay voting in opposition.

H.B. 241 Foster Care and Kinship Placement Amendments (*Rep. C. Watkins*)

This bill was not considered.

MOTION: Rep. Daw moved to adjourn the meeting. The motion passed unanimously.

Vice Chair Vickers adjourned the meeting at 3:55 p.m.

Rep. Paul Ray, Chair