

**MINUTES OF THE
HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE
ROOM W125, WEST OFFICE BUILDING, STATE CAPITOL COMPLEX
February 6, 2007**

MEMBERS PRESENT: Rep. Paul Ray, Chair
 Rep. Ronda R. Menlove, Vice Chair
 Rep. D. Gregg Buxton
 Rep. John Dougall
 Rep. Wayne A. Harper
 Rep. David Litvack
 Rep. Phil Riesen
 Rep. Stephen E. Sandstrom

STAFF PRESENT: Mark Andrews, Policy Analyst
 Sylvia Newton, House Secretary

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

Rep. Menlove called the meeting to order at 8:10 a.m.

MOTION: Rep. Litvack moved to approve the minutes of the February 2, 2007 meeting. The motion passed unanimously with Rep. Riesen and Rep. Ray absent for the vote.

H.B. 114 Prisoner Long-term Health Care (*Rep. J. Biskupski*)

Rep. Biskupski presented H.B. 114 to the committee, assisted by Ann Hart, a former long-term care ombudsman for Salt Lake County.

MOTION: Rep. Litvack moved to delete in title and body H.B. 114 and replace it with 1st Substitute H.B. 114, "Prisoner Long-term Health Care." The motion passed unanimously with Rep. Riesen absent for the vote.

MOTION: Rep. Ray moved to pass 1st Substitute H.B. 114 out favorably. The motion passed unanimously with Rep. Riesen absent for the vote.

MOTION: Rep. Litvack moved to place 1st Substitute H.B. 114 on the Consent Calendar. The motion passed unanimously with Rep. Riesen absent for the vote.

H.B. 242 Medicaid False Claims Act Amendments (*Rep. B. Last*)

MOTION: Rep. Buxton moved to delete in title and body H.B. 242 and replace it with 1st Substitute H.B. 242, "Medicaid False Claims Act Amendments." The motion passed unanimously with Rep. Litvack and Rep. Riesen absent for the vote.

MOTION: Rep. Dougall moved to amend 1st Substitute H.B. 242 as follows:

1. *Page 7, Lines 182 through 183:*

- 182 (a) [~~in all cases, shall be required to~~] make full and complete restitution to the state of
183 all {~~medical benefits improperly obtained~~} damages that the state sustains
because of the person's violation of this chapter ;

The motion passed unanimously with Rep. Litvack and Rep. Riesen absent for the vote.

Rep. Last presented 1st Substitute H.B. 242 as amended to the committee. He was assisted by David Stallard, Attorney General's Office, who provided a handout to the committee.

Spoke in favor of the bill: Wade Faraway, Attorney General's Office

MOTION: Rep. Dougall moved to pass 1st Substitute H.B. 242 as amended out favorably.
The motion passed unanimously with Rep. Litvack and Rep. Riesen absent for the vote.

H.B. 245 Child Welfare Amendments (*Rep. M. Newbold*)

Rep. Newbold presented H.B. 245 to the committee.

Spoke in favor of the bill: Duane Betournay, Deputy Director, Division of Child and Family Services

MOTION: Rep. Ray moved to pass H.B. 245 out favorably. The motion passed unanimously with Rep. Litvack and Rep. Riesen absent for the vote.

H.B. 250 Consumer Access to Health Care Charges (*Rep. E. Hutchings*)

Rep. Hutchings presented H.B. 250 to the committee.

Spoke to the bill: Dave Gessel, Utah Hospital & Health Systems Association
Michelle McOmber, Utah Medical Association
Robin Riggs, Salt Lake Chamber of Commerce

MOTION: Rep. Ray moved to pass H.B. 250 out favorably.

SUBSTITUTE

MOTION: Rep. Harper moved to proceed to the next item on the agenda. The motion passed unanimously with Rep. Dougall absent for the vote.

H.B. 313 Administration of Medication to Students Amendments (Rep. R. Lockhart)

Rep. Lockhart presented H.B. 313 to the committee.

Spoke in favor of the bill: Michelle Swift, Public School Nurses

MOTION: Rep. Dougall moved to pass H.B. 313 out favorably. The motion passed with Rep. Menlove voting in opposition to the motion and Rep. Harper absent for the vote.

H.B. 358 Cervical Cancer Prevention (Rep. K. Morgan)

Rep. Morgan presented H.B. 358 to the committee.

MOTION: Rep. Ray moved to amend H.B. 358 as follows:

1. *Page 1, Lines 12 through 14:*

12 ▶ authorizes the Department of Health to establish a program to educate citizens
 about
13 the risks of cervical cancer and prevention of cervical cancer {~~and to begin an~~
14 ~~immunization program for cervical cancer~~} .

2. *Page 2, Lines 30 through 36:*

30 to reduce or eliminate the incidence of cervical cancer in the state {~~, including~~
 ~~providing an~~
31 ~~immunization program for cervical cancer~~} .
32 Section 2. Appropriation.
33 As an ongoing appropriation subject to future budget constraints, there is
 appropriated
34 from the General Fund for fiscal year 2007-08, \$1,000,000 to the Department of Health for
35 establishing the education {~~and immunization~~} program for cervical cancer
 prevention as
36 described in Section 26-7-3.

SUBSTITUTE

MOTION: Rep. Dougall moved to amend H.B. 358 as follows:

1. Page 1, Lines 12 through 14:

- 12 ▶ authorizes the Department of Health to establish a program to educate citizens
 about
13 the risks of cervical cancer and prevention of cervical cancer {~~and to begin an~~
14 immunization program for cervical cancer} .

2. Page 2, Lines 28 through 36:

- 28 The department shall educate the public with regard to the risk factors associated with
29 cervical cancer and efforts to prevent cervical cancer. The department may establish
 educational programs
30 to reduce or eliminate the incidence of cervical cancer in the state {~~, including~~
 providing an
31 immunization program for cervical cancer} .
32 Section 2. Appropriation.
33 As an ongoing appropriation subject to future budget constraints, there is
 appropriated
34 from the General Fund for fiscal year 2007-08, \$1,000,000 to the Department of Health for
35 establishing the education {~~and immunization~~} program for cervical cancer
 prevention as
36 described in Section 26-7-3.

The substitute motion to amend the bill passed with Rep. Litvack, Rep. Riesen, and Rep. Menlove voting in opposition to the motion.

Spoke in favor of the bill: Leslie Dalton, Utah PTA

Spoke in opposition to the bill: Gayle Ruzicka, Eagle Forum

MOTION: Rep. Riesen moved to pass H.B. 358 as amended out favorably. The motion failed on a tied vote with Rep. Litvack, Rep. Riesen, Rep. Menlove, and Rep. Ray voting in favor of the motion. Rep. Buxton, Rep. Dougall, Rep. Harper, and Rep. Sandstrom voted in opposition to the motion.

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

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Rep. Menlove adjourned the meeting at 9:52 a.m.

Rep. Paul Ray
Committee Chair