

**REVISED MINUTES OF THE
HOUSE HEALTH AND HUMAN SERVICES
STANDING COMMITTEE**

Monday, February 13, 2017 • 2:00 pm • 210 Senate Building

Members Present:

Rep. Brad M. Daw, Chair
Rep. Michael S. Kennedy, Vice Chair
Rep. Stewart E. Barlow
Rep. Rebecca Chavez-Houck
Rep. Craig Hall
Rep. Sandra Hollins
Rep. Kelly B. Miles
Rep. Paul Ray

Rep. Edward H. Redd
Rep. Robert M. Spendlove
Rep. Norman K Thurston
Rep. Raymond P. Ward

Staff Present:

Mr. Mark D. Andrews, Policy Analyst
Mr. Steve Benard, Committee Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at le.utah.gov.

Chair Daw called the meeting to order.

MOTION: Rep. Ward moved to approve the minutes of the February 9, 2017, meeting.

Yeas:

Rep. R. Chavez-Houck
Rep. B. Daw
Rep. C. Hall
Rep. M. Kennedy
Rep. K. Miles
Rep. P. Ray
Rep. R. Ward

Nays:

Abs:

Rep. S. Barlow
Rep. S. Hollins
Rep. E. Redd
Rep. R. Spendlove
Rep. N. Thurston

1. H.B. 262 Dental Licensing Amendments (*Poulson, M.*)

Rep. Marie H. Poulson presented the bill with the assistance of Mr. Monte Thompson, Utah Dental Association.

Mr. Lynn Powell spoke in favor of the bill.

MOTION: Rep. Ward moved to pass H.B. 262 out favorably. The motion passed with a vote of 9-0-3.

Yeas:

Rep. R. Chavez-Houck
Rep. B. Daw
Rep. S. Hollins
Rep. M. Kennedy
Rep. K. Miles
Rep. P. Ray
Rep. E. Redd
Rep. N. Thurston
Rep. R. Ward

Nays:

Abs:

Rep. S. Barlow
Rep. C. Hall
Rep. R. Spendlove

2. H.C.R. 17 Concurrent Resolution Designating Autism after 21 Day (*Edwards, R.*)

Rep. Rebecca P. Edwards presented the bill with the assistance of Ms. Sheryl Smith and Ms. Laura Anderson of Autism Utah.

MOTION: Rep. Hollins moved to pass H.C.R. 17 out favorably. The motion passed with a vote of 9-0-3.

Yeas:

Rep. R. Chavez-Houck
Rep. B. Daw
Rep. S. Hollins
Rep. M. Kennedy
Rep. K. Miles
Rep. P. Ray
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Nays:

Abs:

Rep. S. Barlow
Rep. C. Hall
Rep. E. Redd

MOTION: Rep. Chavez-Houck moved to place H.C.R. 17 on the Consent Calendar. The motion passed with a vote of 10-0-2.

Yeas:

Nays:

Abs:

Rep. R. Chavez-Houck
Rep. B. Daw
Rep. C. Hall
Rep. S. Hollins
Rep. M. Kennedy
Rep. K. Miles
Rep. P. Ray
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Rep. S. Barlow
Rep. E. Redd

3. 1st Sub. S.B. 44 Dental Insurance Amendments (*Christensen, A.*)

Sen. Allen M. Christensen presented the bill.

MOTION: Rep. Ward moved to amend 1st Substitute S.B. 44 with Amendment #2.

1. *Page 2, Lines 26 through 33:*

26 31A-22-645. Dental insurance – Contract provision for noncovered services.
27 (1) For purposes of this section:
28 (a) "Covered services" means dental services for which reimbursement:
29 (i) { ~~-(A) is available-~~ would be reimburseable under an enrollee's
dental plan { ~~-, or~~
30 ~~-(B) would be available-~~ } but for the application of one or more of the
following contractual { ~~-limitations such as-~~ provisions: -
31 (A) deductible{ } ~~-,~~ ;
 (B) copayment{ } ~~-,~~ ;
 (C) coinsurance{ } ~~-,~~ ;
 (D) waiting period{ } ~~-,~~ ;
 (E) annual or lifetime maximum{ } ~~-,~~ ;
32 (F) frequency limitation{ } ~~-,~~ ; or
 (G) alternative benefit payment{ ~~-, or any other limitation-~~ ; and
33 (ii) is not merely nominal, for the purpose of avoiding the requirements of this
section.

2. *Page 2, Lines 45 through 46:*

45 (3) A contract between a dental plan and a dentist to provide { ~~contracted~~
 covered services may
46 not:

The motion passed with a vote of 9-0-3.

Yeas:

Rep. R. Chavez-Houck
Rep. B. Daw
Rep. C. Hall
Rep. M. Kennedy
Rep. K. Miles
Rep. P. Ray
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Nays:

Abs:

Rep. S. Barlow
Rep. S. Hollins
Rep. E. Redd

MOTION: Rep. Miles moved to pass 1st Substitute S.B. 44 out favorably. No vote taken.

Yeas:

Nays:

Abs:

Rep. S. Barlow
Rep. R. Chavez-Houck
Rep. B. Daw
Rep. C. Hall
Rep. S. Hollins
Rep. M. Kennedy
Rep. K. Miles
Rep. P. Ray
Rep. E. Redd
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

SUBSTITUTE MOTION: Rep. Ward moved to amend 1st Substitute S.B. 44 with Amendment #3.

1. Amend line 29, as line 29 was amended by Amendment 2, February 13, 2017, 12:15 p.m., adopted by the House Health and Human Services Standing Committee February 13, 2017, as follows:

After "{ (A) is available }", insert "is available or".

The motion passed with a
vote of 10-0-2

Yeas:

Nays:

Abs:

Rep. R. Chavez-Houck
Rep. B. Daw
Rep. C. Hall
Rep. S. Hollins
Rep. M. Kennedy
Rep. K. Miles
Rep. P. Ray
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Rep. S. Barlow
Rep. E. Redd

MOTION: Rep. Miles moved to pass 1st Substitute S.B. 44 out favorably. The motion passed with a vote of 10-0-2.

Yeas:

Nays:

Abs:

Rep. R. Chavez-Houck
Rep. B. Daw
Rep. C. Hall
Rep. S. Hollins
Rep. M. Kennedy
Rep. K. Miles
Rep. P. Ray
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Rep. S. Barlow
Rep. E. Redd

4. S.B. 48 Nurse Licensure Compact (*Vickers, E.*)

Sen. Evan J. Vickers presented the bill with the assistance of Mr. Ben Becker, Utah Organization of Nurse Leaders.

Ms. Kathleen Kaufman, Utah Nurses Association, spoke in favor of the bill.

MOTION: Rep. Ward moved to pass S.B. 48 out favorably. The motion passed with a vote of 10-0-2.

Yeas:

Rep. S. Barlow
Rep. R. Chavez-Houck
Rep. B. Daw
Rep. C. Hall
Rep. S. Hollins
Rep. M. Kennedy
Rep. K. Miles
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Nays:

Abs:

Rep. P. Ray
Rep. E. Redd

5. H.B. 189 Pharmacy Compounding Amendments (*Ward, R.*)

Rep. Raymond P. Ward presented the bill.

Ms. Evelyn Everton, Americans for Prosperity, spoke in favor of the bill.

Mr. Dave Davis, President, Utah Retail Merchants Association, spoke in opposition to the bill.

Mr. Adam Jones, Utah Pharmacy Association, spoke in opposition to the bill.

Mr. Mark Brinton, Utah Medical Association, spoke in favor of the bill.

Ms. Sarah Johnson spoke in favor of the bill.

MOTION: Rep. Chavez-Houck moved to pass H.B. 189 out favorably. The motion passed with a vote of 7-4-1.

Yeas:

Rep. R. Chavez-Houck
Rep. C. Hall
Rep. S. Hollins
Rep. M. Kennedy
Rep. K. Miles
Rep. R. Spendlove
Rep. R. Ward

Nays:

Rep. S. Barlow
Rep. B. Daw
Rep. P. Ray
Rep. N. Thurston

Abs:

Rep. E. Redd

6. H.B. 286 Essential Treatment and Intervention Act (*Christensen, L.*)

Rep. LaVar Christensen presented the bill with the assistance of Mr. Dennis Cecchini.

MOTION: Rep. Thurston moved that the committee adjourn at 3:59. The motion passed with a vote of 9-1-2.

Yeas:

Rep. R. Chavez-Houck
Rep. B. Daw
Rep. C. Hall
Rep. S. Hollins
Rep. M. Kennedy
Rep. P. Ray
Rep. E. Redd
Rep. R. Spendlove
Rep. N. Thurston

Nays:

Rep. K. Miles

Abs:

Rep. S. Barlow
Rep. R. Ward

Ms. Michelle McOmber spoke to the bill.

Mr. Kelly Atkinson, Utah Health Insurance Association, spoke to the bill.

Chair Daw adjourned the meeting at 3:59 p.m.

Rep. Brad M. Daw, Chair