

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

Tuesday, February 21, 2017 • 4:10 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 17, 2017, meeting. The motion passed with a vote of 7-0-5.

Yeas:

Rep. S. Barlow
Rep. B. Daw
Rep. C. Hall
Rep. M. Kennedy
Rep. P. Ray
Rep. E. Redd
Rep. R. Ward

Nays:

Abs:

Rep. R. Chavez-Houck
Rep. S. Hollins
Rep. K. Miles
Rep. R. Spendlove
Rep. N. Thurston

1. S.B. 91 Native American Child Welfare Amendments (*Van Tassell, K.*)

Sen. Kevin T. Van Tassell presented the bill.

MOTION: Rep. Redd moved to pass S.B. 91 out favorably. The motion passed with a vote of 9-0-3.

Yeas:

Rep. S. Barlow
Rep. B. Daw
Rep. C. Hall
Rep. S. Hollins
Rep. M. Kennedy
Rep. K. Miles
Rep. E. Redd
Rep. N. Thurston
Rep. R. Ward

Nays:

Abs:

Rep. R. Chavez-Houck
Rep. P. Ray
Rep. R. Spendlove

2. H.B. 342 Utah Anatomical Gift Act Amendments (Froerer, G.)

Rep. Gage Froerer presented the bill with the assistance of Mr. Tracy Schmidt, Intermountain Donor Services.

Ms. Susan Price spoke in opposition to the bill.

MOTION: Chair Daw moved to replace H.B. 342 with 1st Substitute H.B. 342.
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. P. Ray
Rep. E. Redd
Rep. R. Ward

Nays:

Abs:

Rep. R. Spendlove
Rep. N. Thurston

MOTION: Rep. Ward moved to pass 1st Substitute H.B. 342 out favorably.
The motion passed with a vote of 11-0-1.

Yeas:

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. N. Thurston
Rep. R. Ward

Nays:

Abs:

Rep. R. Spendlove

3. H.B. 266 Pharmaceutical Step Therapy (*Hutchings, E.*)

Rep. Eric K. Hutchings presented the bill with the assistance of Ms. Brook Carlile, American Cancer Society Cancer Action Network.

CONFLICT OF INTEREST DISCLOSURE: Rep. Thurston noted that he is a member of PEHP's appeals board.

Mr. Travis Wood, Utah Health Plans, spoke in opposition to the bill.

Dr. Kristina Callis Duffin, dermatologist, University of Utah, spoke in favor of the bill.

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

Dr. Tawnya Constantino, Intermountain Healthcare, to the bill.

Ms. Jessica Poff spoke in favor of the bill.

Mr. Frank Pignanelli, ExpressScripts, spoke to the bill.

Ms. Eliana White, SelectHealth, spoke to the bill.

Mr. Lincoln Shurtz, Molina Healthcare, spoke to the bill.

Mr. Brian Allen, AHIP, spoke to the bill.

MOTION: Rep. Ray moved to replace H.B. 266 with 1st Substitute H.B. 266.
The motion passed with a vote of 12-0-0.

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

MOTION: Rep. Ward moved to hold 1st Substitute H.B. 266.

SUBSTITUTE MOTION: Rep. Ray moved to amend 1st Substitute H.B. 266 with
Amendment #1.

1. *Page 2, Line 55 through Page 3, Line 58:*

55 (3) Except as provided in Subsection (5)(a), a health insurer shall authorize an
 insured
56 to bypass use of one or more step drugs if, for each step drug to be bypassed, the
 insured **or the insured's physician**
57 submits to the health insurer information documenting to the satisfaction of the health
 insurer
58 that one or more of the following conditions have been satisfied:

The motion passed with a vote of 12-0-0.

Yeas:

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

Nays:

Abs:

MOTION: Rep. Ward moved to hold 1st Substitute H.B. 266.

SUBSTITUTE MOTION: Rep. Ray moved to pass 1st Substitute H.B. 266 out favorably.
The motion failed with a vote of 2-10-0.

Yeas:

Rep. P. Ray
Rep. R. Spendlove

Nays:

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

Abs:

The original motion passed with a vote of 11-1-0.

Yeas:

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

Nays:

Rep. P. Ray

Abs:

4. H.B. 346 Suicide Prevention Programs (*Eliason, S.*)

Rep. Steve Eliason presented the bill.

Ms. Jody England Hansen spoke in favor of the bill.

Ms. Debra Oaks Coe, Utah Commission for LGBT Suicide Prevention and Awareness, spoke in favor of the bill.

MOTION: Rep. Redd moved to replace H.B. 346 with 1st Substitute H.B. 346. The motion passed with a vote of 10-0-2.

Yeas:

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

Nays:

Abs:

Rep. C. Hall
Rep. K. Miles

MOTION: Rep. Thurston moved to amend 1st Substitute H.B. 346 with Amendment #1.

1. *Page 1, Line 16:*

16 This bill appropriates in fiscal year { ~~2017~~ 2018 :

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

Yeas:

Nays:

Abs:

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

Rep. C. Hall
Rep. K. Miles

MOTION: Rep. Ward moved to pass 1st Substitute H.B. 346 out favorably.
The motion passed with a vote of 10-0-2.

Yeas:

Nays:

Abs:

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

Rep. C. Hall
Rep. K. Miles

MOTION: Rep. Chavez-Houck moved to adjourn.
The motion passed with a vote of 10-0-2.

Yeas:

Nays:

Abs:

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

Rep. C. Hall
Rep. K. Miles

5. H.B. 353, Physical Therapy Amendments (*R. Spendlove*)

The bill was not considered.

6. H.B. 266, Pharmaceutical Step Therapy (*E. Hutchings*)

The bill was not considered.

Chair Daw adjourned the meeting.

Rep. Brad M. Daw, Chair