MINUTES OF THE
HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE
ROOM 25, HOUSE OFFICE BUILDING, STATE CAPITOL COMPLEX
February 10, 2009

MEMBERS PRESENT: Rep. Paul Ray, Chair
        Rep. Ronda R. Menlove, Vice Chair
        Rep. Trisha Beck
        Rep. Brad Daw
        Rep. Phil Riesen
        Rep. Stephen E. Sandstrom

MEMBERS ABSENT: Rep. Evan Vickers

STAFF PRESENT: Mark Andrews, Policy Analyst
        Sylvia Newton, House Secretary
        Tom Vaughn, Associate General Counsel

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

Rep. Ray called the meeting to order at 3:26 p.m.

MOTION: Rep. Beck moved to approve the minutes of the February 6, 2009 meeting. The motion passed unanimously.

S.B. 129   **Mental Health Therapist Grant and Scholarship Act Repeal** *(Sen. D. Liljenquist)*

Sen. Liljenquist explained the bill to the committee.

MOTION: Rep. Beck moved to pass the bill with a favorable recommendation. The motion passed unanimously.

MOTION: Rep. Daw moved to place the bill on the Consent Calendar. The motion passed unanimously.

H.J.R. 3   **Joint Resolution Supporting Efforts to Increase and Improve Cancer Treatment, Screening, and Research Programs** *(Rep. S. Duckworth)*

Rep. Duckworth explained the resolution, assisted by Michael Siler, American Cancer Society.

Spoke in favor of the bill: Debbie Turner, Department of Health
        Mary Beckerle, Huntsman Cancer Institute
        Janet Bingham, Huntsman Cancer Foundation
        Paula Axelrod, American Cancer Society

MOTION: Rep. Riesen moved to pass the bill with a favorable recommendation. The motion passed unanimously.

MOTION: Rep. Menlove moved to place the bill on the Consent Calendar. The motion passed unanimously.

H.B. 254   Health Professional Authority - Death Certificates *(Rep. B. Last)*

Rep. Last explained the bill to the committee.

Spoke in favor of the bill: Julie Balk, Utah Nurse Practitioners

MOTION: Rep. Daw moved to pass the bill with a favorable recommendation. The motion passed unanimously with Rep. Beck absent for the vote.

H.B. 144   Medical Language Interpreter Act *(Rep. R. Chavez-Houck)*

Rep. Chavez-Houck explained H.B. 144 and provided a handout to committee members.

Spoke in favor of the bill: Debbie Turner, Department of Health
Alisha Hayden, Masters of Public Health student
Jennifer Villapando, University of Utah Hospital
Alan Pruhs, Association for Utah Community Health

Spoke to the bill: Tony Yapias, Projecto Latino

MOTION: Rep. Sandstrom moved to pass the bill with a favorable recommendation. The motion passed unanimously with Rep. Beck absent for the vote.

MOTION: Rep. Menlove moved to place H.B. 144 on the Consent Calendar. The motion passed unanimously with Rep. Beck absent for the vote.

H.B. 89   Prosthetic Limb Health Insurance Parity *(Rep. D. Litvack)*

Tom Vaughn, Associate General Counsel, explained the proposed amendment to the committee.

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

1. *Page 1, Lines 10 through 11:*

    10   This bill amends the Insurance Code to require   { ~~accident and health~~

    ~~insurers~~ }   **a health benefit plan**   to provide

    11   coverage for prosthetic devices.

2. *Page 1, Line 15:*

    15   ‣   requires   { ~~accident and health insurers~~ }   **a health benefit plan**   to

    provide coverage for prosthetic devices; and

3. *Page 2, Lines 36 through 38:*

    36   (2) Beginning July 1, 2009,   { ~~an accident and health insurance policy that~~

    ~~provides~~

    37   ~~coverage for hospital, medical, or surgical expenses~~ }   **health benefit plan**   shall

    provide coverage for benefits for

    38   prosthetics that:

4. *Page 2, Lines 55 through 57:*

    55   (3) The coverage required by this section:

    56   (a) may   **, except as otherwise provided in this section**   be made subject to   { ~~,~~

    ~~and no more restrictive than, the provisions of an accident~~

    57   ~~and health insurance policy that apply to other benefits under the~~

    ~~policy~~ }   **cost-sharing provisions, including dollar limits, deductibles, and**

    coinsurance, that are not less favorable to the insured than the cost-sharing

    provisions of the health benefit plan that apply to physical illness generally   ;

5. *Page 3, Lines 60 through 76:*

    60   fee-for-service program;   **and**

    61   (c) shall reimburse for a prosthetic device at no less than the fee schedule amount for

    62   the prosthetic device under the federal Medicare reimbursement schedule   { ~~;~~

    63   ~~(d) may not impose any annual or lifetime dollar maximum on coverage for~~

    ~~prosthetic~~

    64   ~~devices other than an annual or lifetime dollar maximum that applies in the~~

    ~~aggregate to all~~

    65   ~~terms and services covered under the policy; and~~

    66   ~~(e) does not apply to a policy that provides benefits solely for:~~

    67   ~~(i) accident only coverage;~~

68	—— (ii) a specific disease;
69	—— (iii) hospital indemnity;
70	—— (iv) Medicare supplement;
71	—— (v) long-term care;
72	—— (vi) disability income replacement;
73	—— (vii) dental;
74	—— (viii) vision; or
75	—— (ix) a limited health plan offered under Chapter 8, Health Maintenance Organizations
76	and Limited Health Plans **}** .

The motion to amend the bill passed unanimously with Rep. Beck absent for the vote.

Rep. Litvack explained the amended bill, assisted by Tami Stanley, Amputee Coalition of Utah, who provided a handout to committee members.

Spoke in favor of the bill: Joe Webster, M.D., University of Utah and Veterans
                                Administration Medical Center

Spoke in opposition to the bill: Kelly Atkinson, Utah Health Insurance Association

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

Page 2, Line 38:   Delete "prosthetics" and insert "prosthetic devices."

The motion to amend the bill passed unanimously with Rep. Beck absent for the vote.

MOTION: Rep. Daw moved to hold the bill in committee.

SUBSTITUTE
MOTION: Rep. Riesen moved to adjourn. The motion passed unanimously with Rep. Beck
          absent for the vote.

Rep. Ray adjourned the meeting at 5:11 p.m.

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                                        Rep. Paul Ray
                                        Committee Chair