

**MINUTES OF THE
HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE
Room 25, House Office Building
February 1, 2013**

MEMBERS PRESENT: Rep. Paul Ray, Chair
 Rep. LaVar Christensen, Vice Chair
 Rep. Stewart Barlow
 Rep. Rebecca Chavez-Houck
 Rep. Tim Cosgrove
 Rep. Brian Greene
 Rep. Mike Kennedy
 Rep. Ronda Rudd Menlove
 Rep. Edward Redd

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 the committee minutes.

Chair Ray called the meeting to order at 2:10 p.m.

H.B. 276 Newborn Screening for Critical Congenital Heart Defects (*Rep. P. Ray*)

Rep. Ray presented the bill to the committee

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

0. *Page 1, Line 14:*

14 critical congenital heart defects; ~~{-and}~~ =
 ▶ requires the Department of Health to conduct a pilot program to determine the most appropriate methods to implement pulse oximetry screening; and

0. *Page 2, Lines 31 through 32:*

31 (b) other ~~{-metabolic diseases}~~ heritable disorders which may result in an
 intellectual or physical disability or ~~{-brain~~
32 ~~damage-~~ death and for which:

0. *Page 2, Line 39:*

39 (d) beginning October 1, 2014, critical congenital heart defects using pulse
 oximetry.

0. *Page 3, Line 88:*

- 88 (i) The department shall provide staff for the committee. =
- (6) Prior to implementing the test required by Subsection (1)(d), the department shall conduct a pilot program for testing newborns for critical congenital heart defects using pulse oximetry. The pilot program shall include the development of:
- (a) appropriate oxygen saturation levels that would indicate a need for further medical follow-up;
- (b) the best methods for implementing the pulse oximetry screening in newborn care units; and
- (c) electronic reporting mechanisms.

The motion passed unanimously with Rep. Chavez-Houck absent for the vote.

Spoke in favor of the bill: Ms. Christie Ebers
Ms. Tracy Bolkley
Ms. Rachael Gainer

MOTION: Rep. Barlow moved to pass the bill out favorably as amended. The motion passed unanimously.

First Substitute H.B. 270 Prescription Drug Database Access Amendments (*Rep. R. Menlove*)

Rep. Menlove presented the bill to the committee with the assistance of Mr. Mark Brinton, Utah Medical Association.

MOTION: Rep. Menlove moved to replace First Substitute H.B. 270 with Second Substitute H.B. 270, "Prescription Drug Database Access Amendments." The motion passed unanimously with Rep. Ray absent for the vote.

Spoke to the bill: Dr. Marc Babitz, Utah Department of Health
Mr. Mark Steinagel, Division of Occupational and Professional Licensing

Spoke in favor of the bill: Ms. Michelle McOmber, Utah Medical Association

MOTION: Rep. Cosgrove moved to pass the bill out favorably as substituted. The motion passed unanimously.

H.B. 58 Protection of Athletes with Head Injuries Act Amendments (*Rep. P. Ray*)

Rep. Ray presented the bill to the committee.

MOTION: Rep. Ray moved to replace H.B. 58 with First Substitute H.B. 58, "Protection of Athletes with Head Injuries Act Amendments." The motion passed unanimously.

Spoke in favor of the bill: Mr. Rob Wall, City Attorney, South Jordan, Utah
Mr. Kelly Atkinson, Executive Director, Utah Health Insurance Association
Mr. John Hiskey, Deputy Mayor, Sandy, Utah

MOTION: Rep. Menlove moved to pass the bill out favorably as substituted. The motion passed unanimously.

H.B. 269 Training of School Nurses (Rep. P. Ray)

Rep. Ray presented the bill to the committee.

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

1. *Page 1, Lines 15 through 16:*

- 15 ▶ permits a school nurse to {~~treat~~} assess a child who sustains a
 concussion or traumatic head
16 injury during school hours on school property; and

2. *Page 1, Line 18:*

- 18 return to free play or physical education class after sustaining a concussion or
traumatic head

3. *Page 1, Lines 20 through 24:*

- 20 injury {~~;~~} . {~~and~~
21 ~~requires a school nurse to, as funding allows, undergo training in the~~
 ~~evaluation and~~
22 ~~management of a concussion, unless the school where the nurse is employed has an~~
23 ~~athletic trainer or other qualified health care provider who is trained in the~~
24 ~~evaluation and management of a concussion.~~}

4. *Page 2, Line 37:*

- 37 (1) A school nurse may {~~treat~~} assess a child who is suspected of
sustaining a concussion or a

5. Page 2, Line 41:

41 ~~{23}~~ 26 -53-301(1)(b)(i) and (1)(b)(ii)(A), but who treats a child who is suspected
of sustaining a

6. Page 2, Lines 45 through 46:

45 (b) may not provide a written statement permitting the child to resume participation
in free play or
46 physical education class under ~~{Subjection}~~ Subsection 26-53-301(1)(b)(ii).

7. Page 2, Lines 49 through 58:

49 ~~{Section 2. Section 53A-6-113 is enacted to read:~~
50 ~~—53A-6-113. Training of school nurses to evaluate and manage a concussion.~~
51 ~~—(1) Except as provided in Subsection (2), a school nurse shall, as funding allows:~~
52 ~~—(a) be trained in the evaluation and management of a concussion; and~~
53 ~~—(b) complete a continuing education course in the evaluation and management~~
54 ~~of a~~
55 ~~concussion at least once every three years.~~
56 ~~—(2) A school nurse is excused from the requirements of Subsection (1) if the~~
57 ~~nurse~~
58 ~~works at a school that has an athletic trainer or other qualified health care provider~~
59 ~~on staff who~~
60 ~~meets the requirements to be able to evaluate a child who sustains a concussion or~~
61 ~~traumatic~~
62 ~~head injury described in Section 26-53-301.}~~

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

MOTION: Rep. Redd moved to further amend the bill as follows:

1. Page 2, Lines 40 through 42:

40 (2) A school nurse who does not meet the requirements of Subsections
41 ~~23-53-301(1)(b)(i) and (1)(b)(ii)(A), but who~~ ~~{treats}~~ assesses a child who is
suspected of sustaining a
42 concussion or traumatic head injury under Subsection (1):

The motion passed unanimously.

Spoke in favor of the bill: Mr. Tom Nedreberg, Vice President, Utah Education Association
Ms. Kathy Briggs, President, Utah Nurses Association
Ms. Brenda Behrens, Davis Education Association

MOTION: Rep. Barlow moved to pass the bill out favorably as amended. The motion passed unanimously.

H.B. 81 **Cytomegalovirus Public Health Initiative** (*Rep. R. Menlove*)

The bill was not considered in this meeting.

MOTION: Rep. Redd moved to adjourn the meeting.

The motion passed unanimously.

Rep. Christensen adjourned the meeting at 3:45 p.m.

Rep. Paul Ray, Chair