

MINUTES  
**HOUSE HEALTH & WELFARE COMMITTEE**

- DATE:** Thursday, January 18, 2018
- TIME:** 9:00 A.M.
- PLACE:** Room EW20
- MEMBERS:** Chairman Wood, Vice Chairman Packer, Representatives Perry, Vander Woude, Redman, Blanksma, Hanks, Kingsley, Zollinger, Wagoner, Chew, Rubel
- ABSENT/  
EXCUSED:** None
- GUESTS:** Michael McGrane and Michelle Watkins, Idaho Dental Hygienists Assoc.; Kris Ellis, IHCA; Tina G. Wilson, ISBD-Public Member; Sheila Pugatch, Cindy Brock, Jodi Osborn, Tiffany Kinzler, Miren Unsworth, Chad Cardwell, Cameron Gilliland, Matt Wimmer, Camille Schiller, Trinette Middlebrook, and Frank Powell, IDHW; Christine Bubb, Alz. Asso.; Hillarie Hagen, Idaho Voices; Sarah Toevs, Id. Alz. Planning Group and Idaho Caregiver Alliance; Christine Pisani, DD Council; Jeremy Brown, Board of Vet Med; Françoise Cleveland, AARP Idaho; Linda Swanstrom, ISDA; Brad Hunt, O.A.R.C.; Elizabeth Criner, ISDA
- Chairman Wood** called the meeting to order at 9:00 a.m.
- MOTION:** **Rep. Redman** made a motion to approve the minutes of the January 11 and 12, 2018, meetings. **Motion carried by voice vote.**
- Chairman Wood** turned the gavel over to **Vice Chairman Packer.**
- DOCKET NO. 16-0309-1703:** **Tiffany Kinzler**, Bureau Chief for Medical Care, Division of Medicaid, presented **Docket No. 16-0309-1703**. Changes provide Medicaid payment for early intervention services by the Idaho's Infant Toddler Program (ITP). Three new sections support program eligibility, service coverage, limitations, provider qualifications, and reimbursement requirements. Changes also clarify service delivery requirements, the Medicaid fee schedule, and pre-payment and post-payment review.
- Answering questions, **Ms. Kinzler** said the family cutoff level for the Medicaid program is 185% of the Federal Poverty Guideline (FPG) and she will provide the Committee more FPG information. The use of less generous federal matching funds instead of Medicaid matching funds caused a wait list. Post payment review is an audit to assure paperwork is in order. Repayment may be required.
- Christine Pisani**, Executive Director, Idaho Council on Developmental Disabilities, testified in support of **Docket No. 16-0309-1703**. The changes provide improved Medicaid early intervention services access and insures compliance between the Division of Family and Community Services and the Bureau of Developmental Disabilities.
- For the record, no one indicated their desire to testify.
- MOTION:** **Rep. Redman** made a motion to approve **Docket No. 16-0309-1703**. **Motion carried by voice vote.**
- DOCKET NO. 16-0310-1703:** **Tiffany Kinzler**, Bureau Chief for Medical Care, Division of Medicaid, presented **Docket No. 16-0310-1703**. Medicaid and the ITP must provide access and reimbursement to early intervention services. Provisions for such access are moved from the Medicaid Enhanced Plan Benefit to new sections in the Medicaid Basic Plan Benefits. The changes become effective July 1, 2018.

For the record, no one indicated their desire to testify.

**MOTION:** **Rep. Perry** made a motion to approve **Docket No. 16-0310-1703. Motion carried by voice vote.**

**DOCKET NO. 16-0310-1701:** **Sheila Pugatch**, Bureau Chief, Bureau of Financial Operations, Division of Medicaid, presented **Docket No. 16-0310-1701**. This Behavioral Care Unit change will provide an economic environment for more Behavioral Care Units in Idaho by shortening the entry timeframe to two months.

**Kris Ellis**, on behalf of the Idaho Healthcare Association, testified **in support of Docket No. 16-0310-1701**. Residents are forced to reside in a hospital medical unit because there is no where for them to go, especially in the Treasure Valley. As a benefit of this Rule change, one facility has already been approved and others are awaiting approval.

Answering a question, **Ms. Ellis** said an Office of Performance Evaluations report is due at the end of the month and they anticipate it will offer inspection suggestions. The extra funding and requirements for the Behavioral Care Units have already improved the inspection process.

**Sarah Toevs**, Idaho Alzheimer's Planning Group, Idaho Family Caregiver Alliance, testified **in support of Docket No. 16-0310-1701**. Additional beds address existing appropriate care access challenges. This is a proactive approach when considering the anticipated wave of dementia disease.

For the record, no one else indicated their desire to testify.

**MOTION:** **Rep. Chew** made a motion to approve **Docket No. 16-0310-1701. Motion carried by voice vote.**

**DOCKET NO. 19-0101-1701:** **Susan Miller**, Executive Director, Idaho Board of Dentistry, presented **Docket No. 19-0101-1701**. Due to the discovery of substantive text being omitted, Ms. Miller requested the committee reject the Rule change. If rejected, Temporary Rules can be adopted and the text republished.

For the record, no one indicated their desire to testify.

**MOTION:** **Rep. Blanksma** made a motion to reject **Docket No. 19-0101-1701. Motion carried by voice vote.**

**DOCKET NO. 19-0101-1702:** **Susan Miller**, Executive Director, Idaho Board of Dentistry, presented **Docket No. 19-0101-1702** to clarify the acceptance of clinical examination results and criteria, update language for dental assistant duties, and simplify prescription drug language under unprofessional conduct.

For the record, no one indicated their desire to testify.

**MOTION:** **Rep. Blanksma** made a motion to approved **Docket No. 19-0101-1702. Motion carried by voice vote.**

**DOCKET NO. 19-0101-1703:** **Susan Miller**, Executive Director, Idaho Board of Dentistry, presented **Docket No. 19-0101-1703** for volunteer dental hygiene services and license endorsements. A new section sets parameters for oral healthcare delivery through tele-dentistry.

Answering a question, **Ms. Miller** stated the dental hygienist with extended license endorsement for tele-dentistry would work in collaboration with a nearby supervising dentist.

The committee invited **Elizabeth Criner**, Idaho State Dental Association, to answer a question. The Health Policy Institute indicates Idaho dentist disbursement to be 15 minutes within 90% of the population. Some dentists may reside in an urban area and have additional offices in rural communities, which they visit regularly.

**Francoise Cleveland**, Associate State Director of Advocacy, American Association of Retired Persons (AARP) Idaho, testified regarding their concerns with **Docket No. 19-0101-1703**. The 75 miles distance restriction goes against the intention of telehealth and tele-dentistry given the lack of dentist access in rural areas. The national trend is elimination of geographic restrictions.

**Tina Wilson**, Consumer Member, State Board of Dentistry, testified **in support of Docket No. 19-0101-1703**. The mileage discussion was lengthy and takes into account the availability of dentist hands-on diagnosis.

**Elizabeth Criner**, Idaho State Dental Association, testified the dentist is the team member with patient liability. The seventy-five miles does not impact specialist consultation.

**MOTION:**

**Rep. Wagoner** made a motion to approve **Docket No 19-0101-1703**. He pointed out a typographic error in **Section 066.01** which states "within seventy-five (75)."

The committee asked **Francoise Cleveland** further questions. She stated the seventy-five mile restriction limits dental hygienist practice, peoples access and choice before any problems have been noted.

Answering further, **Susan Miller** explained the mileage restriction provides patient continuity of care, and prevents an out-of-state dentist licensed in Idaho from participating in tele-dentistry. Such dentist would not be familiar with area dentists for referrals. If this guardrail proves to be too restrictive, it will be reviewed.

**MOTION:**

**Rep. Blanksma** called for the question. **Motion carried by voice vote.**

**VOTE ON ORIGINAL MOTION:**

**Motion carried by voice vote, Reps. Hanks and Kingsley** requested to be recorded as voting **NAY**.

**ADJOURN:**

There being no further business to come before the committee, the meeting adjourned at 10:14 a.m.

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Representative Packer  
Chair

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Irene Moore  
Secretary