

MINUTES
HOUSE HEALTH & WELFARE COMMITTEE

- DATE:** Monday, February 19, 2018
- TIME:** 8:00 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:** Derek Gerber, ID Physical Therapy Assoc.; Sara Rodgers; Bill Roden, Thomas Burden, and Greg Donace, Delta Dental; Elizabeth Criner, ISDA; Dr. Steve Bruce, ISDA & Self; Dean Campbell, Shanell Rodriguez, Gretchen Huettig, Tess Hahn, Charles Raymond, Teague Scott, Galan Danielson, and Kevin Hulsey, Self; Cass McLean, Self, IAA; Lynette Daudt, Myself; Alan Shaw, Self, St. Lukes MSTI; Karen Young and Kris Ellis, Idaho Acupuncture Assoc.; Fred Birnbaum, Idaho Freedom Found.
- Chairman Wood** called the meeting to order at 8:00 a.m.
- Chairman Wood** introduced and welcomed the new committee page, **Aleana Giles**.
- RS 26092:** **Rep. Bryan Zollinger**, District 33, presented **RS 26092**, proposed health care options legislation to codify the Governor's Executive Order and allow the Director of the Department of Health and Welfare (DHW) and the state to seek specified compliance waivers. Provisions are made for securing participating providers, the pursuit of direct primary care, additional waiver applications, and lifetime participation limitations.
- MOTION:** **Rep. Redman** made a motion to introduce **RS 26092. Motion carried by voice vote.**
- RS 26048:** **Elizabeth Criner**, Idaho State Dental Association, presenting **RS 26048**, deferred to **Dr. Steven Bruce**, Dentist, Member, Idaho State Dental Association.
- Dr. Bruce** said **RS 26048** clarifies dental insurance contracts and non-covered services to prevent interference beyond plan coverage and allow the dentist and patient fee negotiation. This addresses the rising costs, unchanged dental plan fees, and lost revenue shift to uninsured patients.
- VOTE ON MOTION:** **Rep. Redman** made a motion to introduce **RS 26048. Motion carried by voice vote.**
- RS 26118:** **Bill Roden**, Delta Dental of Idaho, presented **RS 26118** to bring definitions into conformity with the Model Act, as recommended by the National Council of Insurance Legislators (NCOIL).
- MOTION:** **Rep. Blanksma** made a motion to introduce **RS 26118. Motion carried by voice vote.**
- H 505:** **Emily Patchin**, Risch Pisca, Idaho Physical Therapy Association, presented **H 505** to add dry needling to the Idaho Physical Therapy Practice Act. Specification in a new section allows dry needling by physical therapists after educational training completion, with specifics promulgated in Rule. Courses must be approved by the board selected Federation of State Boards of Physical Therapy or other accrediting body. The educational recommendation may be 54 hours.

Derek Gerber, President, Idaho Physical Therapy Association, President, Faculty Member, Idaho State University Doctoral Program in Physical Therapy, further presented **H 505**. Mechanical needle insertion provides relief from neuroskeletal pain. Physical therapists without this ability face loss of patients seeking the services and new therapists may not come to Idaho for this reason. The state practice act allows needle penetration. This technique has been an effective opioid management tool.

Answering a question, **Mr. Gerber** explained the additional training would include needle precaution and safety. There are several federation approved organizations with dry needling courses.

Sara Rogers, Physician, Certified Acupuncturist and Naturopath; **Dean Campbell**, Licensed Acupuncturist; **Cass McClean**, Acupuncturist, Idaho Acupuncture Association; **Shanell Rodriguez**, Licensed Acupuncturist; **Alan Shaw**, Licensed Acupuncturist, St. Luke's Medical Center, Mountain States Tumor Center; **Gretchen Huettig**, Acupuncturist; **Karen Young**, President, Idaho Acupuncture Association; **Kris Ellis**, Idaho Acupuncture Association, testified **in opposition to H 505**.

They were concerned regarding the lack of specified training time and experience for the safe use of the needles. The Federation of State Boards of Physical Therapy is not an Idaho Board of Education recognized accrediting body, which may hamper the Rules promulgation.

MOTION: **Rep. Redman** made a motion to send **H 505** to the floor with a **DO PASS** recommendation.

SUBSTITUTE MOTION: **Rep. Chew** made a substitute motion to **HOLD H 505** for time certain, at the discretion of the Chair.

Galan Danielson, Physician, Physical Therapy Board, Certified Orthopedic Specialist, testified **in support of H 505**. Physical therapists are not asking to perform acupuncture. Thirty-two states allow this procedure. His liability insurance company does not consider the procedure a risk.

Kevin Hulseley, Physician, Physical Therapist, testified **in support of H 505**. Dry needling is a tool. The physical therapist scope of practice defines the use of any tool.

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

ROLL CALL VOTE: Roll call vote was requested. **Substitute motion failed by a vote of 2 AYE, 10 NAY. Voting in favor** of the substitute motion: **Reps. Chew, Rubel. Voting in opposition** to the substitute motion: **Reps. Wood, Packer, Perry, Vander Woude, Redman, Blanksma, Hanks, Kingsley, Zollinger, Wagoner.**

VOTE ON MOTION: **Original motion carried by voice vote. Rep. Chew, Hanks, and Rubel** requested to be recorded as voting **NAY. Vice Chairman Packer** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 10:03 a.m.

Representative Wood
Chair

Irene Moore
Secretary