

MINUTES
SENATE HEALTH & WELFARE COMMITTEE

DATE: Wednesday, January 17, 2024

TIME: 3:00 P.M.

PLACE: Room WW54

MEMBERS PRESENT: Chair VanOrden, Senators Lee, Bjerke, Zuiderveld, Wintrow, and Taylor

ABSENT/ EXCUSED: Senator Harris

NOTE: The sign-in sheet, testimonies and other related materials will be retained with the minutes in the committee's office until the end of the session and will then be located on file with the minutes in the Legislative Services Library.

CONVENED: **Chair VanOrden** called the meeting of the Senate Health and Welfare Committee (Committee) to order at 3:00 p.m.

GUBERNATORIAL REAPPOINTMENT VOTE: **Committee Consideration of the Gubernatorial Reappointment of Chad Henggeler of Fruitland, Idaho, to the State Board of Health and Welfare, term commencing January 1, 2023 and expiring January 1, 2027.**

MOTION: **Senator Lee** moved to send the gubernatorial reappointment of Chad Henggeler to the State Board of Health and Welfare to the floor with the recommendation that he be confirmed by the Senate. **Senator Wintrow** seconded the motion. The motion carried by **voice vote**.

GUBERNATORIAL APPOINTMENT VOTE: **Committee Consideration of the Gubernatorial Appointment of Clayton Steele of Lewiston, Idaho, to the Board of Environmental Quality, Commencing May 18, 2023 and expiring July 1, 2025.**

MOTION: **Senator Taylor** moved to send the gubernatorial appointment of Clayton Steele to the Board of Environmental Quality to the floor with the recommendation that he be confirmed by the Senate. **Senator Lee** seconded the motion. The motion carried by **voice vote**.

PRESENTATION: **Idaho Academy of Nutrition and Dietetics. Tim Olsen**, Pinnacle Group, representing the Academy of Nutrition and Dietetics, introduced Erin Green, President, Idaho Academy of Nutrition and Dietetics.

Ms. Green provided the history of the American Dietetic Association and the Idaho Academy of Nutrition and Dietetics. She stated there were 112,000 dietitians worldwide with 800 licensed dietitians across the state of Idaho. Their organization guided entrepreneurial ventures, aided large entities in delivering nutrition services to those in need, and contributed in educational programs at several colleges. **Ms. Green** relayed that registered dietitians were currently licensed under the Board of Medicine and the Academy supported a proposed bill that aligned them with the Allied Health Board under the Board of Medicine.

DISCUSSION: In response to Committee questions, **Ms. Green** stated the importance of staying hydrated, Vitamin C, keeping distance between yourself and others, and getting rest assisted with staying healthy. She relayed there were initiatives across the United States to tax healthy and unhealthy foods differently and referenced the soda tax that some states had implemented.

**DOCKET NO.
16-0719-2301**

Certification of Peer Support Specialists and Family Support Partners (ZBR Chapter Rewrite) - Proposed Rule. **Treena Clark**, Program Manager, Policy and Compliance Unit, Department of Health and Welfare (DHW) Division of Behavioral Health, stated the proposed changes provided clarification and removed language considered to be redundant, outdated, or inefficient. She relayed there was as new section to address the hardship of obtaining supervision hours in the time frames established for certification. **Ms. Clark** stated other changes addressed the overly burdensome requirements for reciprocity and streamlined the process for certification.

DISCUSSION:

Senator Lee asked about the use of incorporation by reference on page 758 and inquired how the legislature was notified about the changes. **Ms. Clark** stated she believed the change came back to the legislature as a technical correction. She noted these were national association standards and not federal regulations.

Senator Wintrow asked for confirmation that the substantive changes were the removal of reference to ethics and the extension of certification. **Ms. Clark** confirmed this was correct.

MOTION:

Senator Lee moved to approve **Docket No. 16-0719-2301**. **Senator Harris** seconded the motion. The motion carried by **voice vote**.

**DOCKET NO.
16-0725-2301**

Prevention of Minors' Access to Tobacco or Electronic Smoking Device Products (ZBR Chapter Rewrite) - Proposed Rule. **Treena Clark** explained the addition of electronic smoking devices to relevant sections and revised the legal age to 21 where necessary. Appendix A and B were removed as they were overly burdensome regulations and it was not necessary to have them in rule.

DISCUSSION:

In response to Committee questions, **Ms. Clark** relayed that Appendix A and B dictated how a retail store was to train employees rather than what the training needed to include. The inspection checklist was in statute and therefore not needed in the rule. **Ms. Clark** confirmed the \$100 fine was in statute, but also in the rule to assist retailers.

MOTION:

Senator Bjerke moved to approve **Docket No. 16-0725-2300**. **Senator Taylor** seconded the motion. The motion carried by **voice vote**.

**DOCKET NO.
16-0739-2301**

Designated Examiners and Dispositioners - Proposed Rule. **Treena Clark** stated changes were made to align with the Mental Health Act from 2022. She relayed that the designated examiners requirements were expanded to include qualifications for a senior designated examiner. **Ms. Clark** also explained that to reflect current practice, the Regional Program Manager was changed to HUB Manager.

DISCUSSION:

Senator Lee inquired about the removal of evidence of training for applicants seeking reappointment. **Ms. Clark** stated this allowed the examiner to not have to go back and retake the training required for a new examiner.

MOTION:

Senator Harris moved to approve **Docket No. 16-0739-2300**. **Senator Bjerke** seconded the motion. The motion carried by **voice vote**.

ADJOURNED:

There being no further business at this time, **Chair VanOrden** adjourned the meeting at 3:35 p.m.

Senator VanOrden
Chair

Lena Amoah
Secretary