

## HOUSE COMMITTEE ON HEALTH CARE

February 25, 2011  
3:00 PM

Hearing Room D

**MEMBERS PRESENT:** Co-Chair Mitch Greenlick  
Co-Chair Jim Thompson  
Co-Vice Chair Ben Cannon  
Co-Vice Chair Bill Kennemer  
Rep. Margaret Doherty  
Rep. Val Hoyle  
Rep. Julie Parrish  
Rep. Jim Weidner

**STAFF PRESENT:** Sandy Thiele-Cirka, Committee Administrator  
JonnaVe Stokes, Committee Assistant

**MEASURES/ISSUES HEARD:** HB 2233 – Public Hearing  
HB 2726 – Public Hearing

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### Recording Log

**3:00:54 PM** Meeting Called to Order by Co-Chair Thompson

**3:00:54 PM** Co-Chair Thompson

**3:01:32 PM** **HB 2233 - Public Hearing**

**3:01:51 PM** Sandy Thiele-Cirka, Committee Administrator

**3:01:52 PM** Co-Chair Thompson

**3:01:58 PM** Sen. Brian Boquist, Senate District 12

**3:02:04 PM** {Exhibit} 1: Thomas Cuomo, Legislative Assistant, District 15

**3:03:52 PM** Co-Chair Thompson

**3:03:57 PM** Sen. Boquist

**3:04:06 PM** Co-Chair Thompson

**3:04:24 PM** **HB 2726 - Public Hearing**

**3:04:28 PM** {Exhibit} 2-4: Sen. Brian Boquist, Senate District 12

**3:09:47 PM** Co-Chair Thompson

**3:10:50 PM** Co-Chair Greenlick

**3:11:01 PM** Sen. Boquist

**3:11:06 PM** Co-Chair Greenlick

**3:11:07 PM** Sen. Boquist

**3:11:24 PM** Co-Chair Greenlick

**3:11:26 PM** Sen. Boquist

**3:11:58 PM** Co-Chair Greenlick

**3:12:00 PM** Co-Chair Thompson

**3:12:02 PM** Co-Chair Greenlick

**3:12:02 PM** Co-Chair Thompson

3:12:04 PM Co-Chair Greenlick  
3:12:07 PM Co-Chair Thompson  
3:12:24 PM {Exhibit} 5: Sen. Brian Boquist, Senate District 12  
3:15:20 PM Co-Chair Thompson  
3:15:30 PM {Exhibit} 6-7: Rep. Carolyn Tomei, House District 41  
3:27:00 PM Co-Chair Thompson  
3:27:19 PM Rep. Tomei  
3:27:20 PM Co-Chair Thompson  
3:28:00 PM Co-Chair Greenlick  
3:28:50 PM Co-Chair Thompson  
3:28:59 PM Co-Vice Chair Kennemer  
3:29:00 PM Co-Chair Thompson  
3:29:02 PM Co-Chair Greenlick  
3:34:23 PM Co-Chair Thompson  
3:34:28 PM Rep. Weidner  
3:34:45 PM Co-Chair Greenlick  
3:34:46 PM Rep. Weidner  
3:34:56 PM Co-Chair Greenlick  
3:35:42 PM Rep. Weidner  
3:35:47 PM Co-Chair Thompson  
3:35:48 PM Co-Chair Greenlick  
3:36:00 PM Rep. Weidner  
3:36:37 PM Co-Chair Greenlick  
3:36:38 PM Rep. Weidner  
3:36:40 PM Co-Chair Greenlick  
3:37:20 PM Co-Chair Thompson  
3:37:24 PM Co-Chair Greenlick  
3:37:27 PM Co-Chair Thompson  
3:38:00 PM {Exhibit} 8: Wayne Brady, Taxpayers Association of Oregon  
3:39:20 PM Co-Chair Greenlick  
3:39:21 PM Co-Chair Thompson  
3:39:22 PM Co-Chair Greenlick  
3:39:39 PM Co-Chair Thompson  
3:39:46 PM Brady  
3:39:47 PM Co-Chair Thompson  
3:39:48 PM {Exhibit} 9: Steve Buckstein, Senior Policy Analyst, Cascade Policy  
Institute  
3:44:08 PM Co-Chair Thompson  
3:44:11 PM Rep. Weidner  
3:44:11 PM Co-Chair Thompson  
3:44:12 PM Rep. Weidner  
3:45:10 PM Co-Chair Thompson  
3:45:13 PM Co-Vice Chair Kennemer  
3:46:02 PM Co-Chair Thompson  
3:46:04 PM Co-Chair Greenlick  
3:48:12 PM Buckstein

3:48:14 PM Co-Chair Thompson  
3:48:14 PM Buckstein  
3:48:15 PM Co-Chair Thompson  
3:48:17 PM Co-Chair Greenlick  
3:48:20 PM Buckstein  
3:49:36 PM Co-Chair Thompson  
3:49:38 PM Brady  
3:50:03 PM Co-Chair Thompson  
3:50:03 PM The following written testimony was submitted for the record without public testimony:  
3:50:03 PM {Exhibit} 11: Gary Schnabel, Executive Director, Oregon Board of Pharmacy  
3:50:03 PM {Exhibit} 10: Jim Gardner, Altria Client Services, Incorporated  
3:50:24 PM Sandy Thiele-Cirka, Committee Administrator  
3:50:25 PM Co-Chair Thompson  
3:50:26 PM Thiele-Cirka  
3:51:07 PM Co-Chair Thompson  
3:52:12 PM {Exhibit} 12: Katrina Hedberg, M.D./Administrator & State Epidemiologist, Public Health Division, Oregon Health Authority  
3:56:39 PM Co-Chair Thompson  
3:56:40 PM Rep. Parrish  
3:56:42 PM Co-Chair Thompson  
3:56:43 PM Rep. Parrish  
3:57:51 PM Hedberg  
3:59:19 PM Rep. Parrish  
3:59:20 PM Hedberg  
4:00:40 PM Rep. Parrish  
4:02:09 PM Hedberg  
4:03:24 PM Rep. Parrish  
4:03:46 PM Co-Chair Thompson  
4:03:48 PM Rep. Doherty  
4:03:51 PM Hedberg  
4:04:08 PM Rep. Doherty  
4:04:20 PM Hedberg  
4:04:57 PM Rep. Doherty  
4:04:59 PM Co-Chair Thompson  
4:05:33 PM {Exhibit} 13: Rebecca Pawlak, Intern, Health Promotion & Chronic Disease Prevention Division, Oregon Health Authority  
4:08:17 PM Co-Vice Chair Kennemer  
4:08:18 PM Co-Chair Thompson  
4:08:19 PM Co-Vice Chair Kennemer  
4:08:22 PM Pawlak  
4:08:39 PM {Exhibit} 14: Steven Fiala, Intern, Health Promotion & Chronic Disease Prevention Division, Oregon Health Authority  
4:10:51 PM Co-Chair Thompson  
4:10:52 PM Fiala

4:10:53 PM Co-Chair Thompson  
4:10:54 PM Fiala  
4:11:32 PM Co-Chair Thompson  
4:11:33 PM Co-Vice Chair Kennemer  
4:11:50 PM Co-Chair Thompson  
4:11:50 PM Co-Vice Chair Kennemer  
4:12:04 PM Fiala  
4:12:05 PM Co-Chair Thompson  
4:12:05 PM Co-Vice Chair Cannon  
4:12:13 PM Fiala  
4:12:40 PM Co-Vice Chair Cannon  
4:12:41 PM Co-Chair Thompson  
4:13:38 PM Paula Jacobs, Health Careers Instructor, Beaverton School District  
4:13:44 PM Co-Chair Thompson  
4:13:45 PM Jacobs  
4:14:54 PM Co-Chair Thompson  
4:15:07 PM Kimi Chan, student, Beaverton High School  
4:16:23 PM Sierra Langford, student, South Ridge High School, Beaverton  
4:18:06 PM Co-Chair Thompson  
4:18:30 PM Donna Disch-Curtis, Senior Policy Analyst, Office of the State Fire Marshall  
4:19:56 PM Co-Chair Thompson  
4:19:58 PM Co-Vice Chair Kennemer  
4:20:09 PM Co-Chair Thompson  
4:20:35 PM Rep. Parrish  
4:20:36 PM Co-Chair Thompson  
4:20:43 PM {Exhibit} 15: Al Haman, owner, Genie Hookah Cafe, Tigard, Oregon  
4:20:49 PM Co-Chair Thompson  
4:23:05 PM Rami Jouni, owner, Beirut Hookah Lounge, Tigard, Oregon  
4:24:57 PM Co-Chair Thompson  
4:25:00 PM Lara Yasin, co-owner, Al Narah Hookah Lounge, Eugene & Gresham, Oregon  
4:25:29 PM Co-Vice Chair Kennemer  
4:25:30 PM Yasin  
4:27:26 PM Co-Chair Thompson  
4:27:27 PM Yasin  
4:27:28 PM Co-Chair Thompson  
4:27:29 PM Yasin  
4:27:38 PM Co-Chair Thompson  
4:27:42 PM Rep. Doherty  
4:27:43 PM Co-Chair Thompson  
4:27:51 PM Yasin  
4:27:58 PM Co-Chair Thompson  
4:28:01 PM Yasin  
4:28:06 PM Haman  
4:28:07 PM Co-Chair Thompson

4:28:08 PM Haman  
4:28:26 PM Co-Chair Thompson  
4:28:27 PM Haman  
4:28:28 PM Co-Chair Thompson  
4:28:43 PM Bassam Abu-Khuter, owner, Mirage Hookah Lounge, Eugene  
4:28:45 PM Co-Chair Thompson  
4:28:51 PM Thiele-Cirka  
4:28:51 PM Co-Chair Thompson  
4:29:00 PM Maher Makboul, owner, Sultan Hookah Lounge, Portland  
4:29:05 PM Co-Chair Thompson  
4:29:14 PM Makboul  
4:31:05 PM Co-Chair Thompson  
4:31:15 PM Abu-Khuter  
4:31:18 PM Co-Chair Thompson  
4:31:19 PM Abu-Khuter  
4:33:56 PM Co-Chair Thompson  
4:33:57 PM Abu-Khuter  
4:34:01 PM Belal Yahya, owner, hookah lounge, Portland  
4:35:43 PM Co-Chair Thompson  
4:35:46 PM Makboul  
4:35:47 PM Co-Chair Thompson  
4:35:49 PM Makboul  
4:36:13 PM Co-Chair Thompson  
4:36:16 PM Abu-Khuter  
4:36:17 PM Co-Chair Thompson  
4:36:18 PM Abu-Khuter  
4:36:40 PM Co-Chair Thompson  
4:36:41 PM Abu-Khuter  
4:36:42 PM Co-Chair Thompson  
4:37:07 PM Eric Bernstein, Medical Oncologist, Providence Oncology & Hematology  
Care, Eastside, Portland  
4:37:08 PM Thiele-Cirka  
4:37:09 PM Bernstein  
4:37:12 PM {Exhibit} 16: John Handy, Thoracic Surgeon/Director, Chest Cancer  
Providence Health Systems, Leadership Council, American Lung  
Association  
4:37:13 PM Co-Chair Thompson  
4:37:14 PM Handy  
4:38:52 PM Co-Chair Thompson  
4:38:53 PM {Exhibit} 17-18: Bernstein  
4:41:05 PM Co-Chair Thompson  
4:41:10 PM {Exhibit} 19: Chuck Tauman, Lawyer/President, Tobacco Free Coalition of  
Oregon  
4:45:10 PM Co-Chair Thompson  
4:45:12 PM Co-Chair Greenlick  
4:45:20 PM Bernstein

4:45:23 PM Co-Chair Greenlick  
4:45:24 PM Bernstein  
4:45:25 PM Co-Chair Greenlick  
4:45:26 PM Co-Chair Thompson  
4:45:57 PM Courtney Clarke, patron of hookah lounges  
4:47:54 PM Co-Chair Thompson  
4:47:56 PM Clarke  
4:47:59 PM Christopher Smith, student  
4:49:41 PM Co-Chair Thompson  
4:49:43 PM Smith  
4:49:45 PM Adam Walsh, resident, Eugene  
4:50:01 PM Co-Chair Thompson  
4:50:26 PM Riley Grannan, Eugene Ballet Company, Lane County  
4:52:18 PM Co-Chair Thompson  
4:52:21 PM {Exhibit} 20: Donald Walters, resident, Oregon  
4:53:34 PM Co-Chair Thompson  
4:53:36 PM Co-Chair Greenlick  
4:53:40 PM Walters  
4:53:49 PM Co-Chair Greenlick  
4:53:51 PM Co-Vice Chair Kennemer  
4:53:58 PM Rep. Hoyle  
4:53:59 PM Co-Vice Chair Kennemer  
4:53:59 PM Rep. Hoyle  
4:54:01 PM Walters  
4:54:02 PM Co-Vice Chair Kennemer  
4:54:18 PM Co-Chair Thompson  
4:54:22 PM Walters  
4:54:23 PM Co-Chair Thompson  
4:54:23 PM Walters  
4:54:24 PM Co-Chair Thompson  
4:54:36 PM Co-Chair Greenlick  
4:54:36 PM {Exhibit} 21: Skipper Osborne, Founder/Chief Executive Officer, Truth & Justice for All, District 43  
4:54:37 PM Thiele-Cirka  
4:54:37 PM Co-Chair Thompson  
4:54:38 PM Osborne  
4:54:40 PM Thiele-Cirka  
4:54:42 PM Co-Chair Thompson  
  
4:54:45 PM **HB 2726 – Public Hearing**  
4:54:51 PM Thiele-Cirka  
4:54:52 PM Co-Chair Thompson  
4:54:52 PM Osborne  
4:54:55 PM Co-Chair Thompson  
4:54:57 PM Mo Naboulsi, Marketing Consultant  
4:55:03 PM Co-Chair Thompson

4:55:07 PM Naboulsi  
4:55:08 PM Co-Chair Thompson  
4:55:12 PM Osborne  
4:58:16 PM Co-Chair Thompson  
4:58:17 PM Osborne  
4:58:18 PM Co-Chair Thompson  
4:58:19 PM Osborne  
4:58:20 PM Co-Chair Thompson  
4:58:21 PM Osborne  
4:58:22 PM Co-Chair Thompson  
4:58:25 PM Osborne  
4:58:31 PM Co-Vice Chair Kennemer  
4:58:31 PM Osborne  
4:58:39 PM Co-Chair Thompson  
4:58:40 PM Co-Chair Greenlick  
4:58:42 PM Co-Chair Thompson  
4:58:42 PM Co-Chair Greenlick  
4:58:53 PM Co-Vice Chair Kennemer  
4:58:56 PM Co-Chair Thompson  
4:58:57 PM Osborne  
4:58:59 PM Co-Chair Thompson  
4:59:01 PM Naboulsi  
5:00:22 PM The following written testimony was submitted for the record without public testimony:  
5:00:23 PM {Exhibit} 20: Donald Walters, resident, Portland, Oregon  
5:00:25 PM Meeting Adjourned by Co-Chair Thompson

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#### Exhibit Summary

3:02:04 PM {Exhibit} 1: HB 2233, written testimony of Andy Olson, Thomas Cuomo, 1 p  
3:04:28 PM {Exhibit} 2: HB 2233, article, Center for Public Integrity, *Terrorism and Tobacco—How Cigarette Smuggling Finances Jihad and Insurgency* Worldwide, Brian Boquist, 6 pp  
3:04:28 PM {Exhibit} 3: HB 2233, map of Washington, Brian Boquist, 3 pp  
3:04:28 PM {Exhibit} 4: HB 2233, flyer, Brian Boquist, 2 pp  
3:12:24 PM {Exhibit} 5: HB 2726, written testimony, Brian Boquist, 2 pp  
3:15:30 PM {Exhibit} 6: HB 2726, informational packet, Carolyn Tomei, 15 pp  
3:15:30 PM {Exhibit} 7: HB 2726, video presentation, *Hookah Smoke and Mirrors*, Carolyn Tomei, CD  
3:38:00 PM {Exhibit} 8: HB 2233, written testimony, Wayne Brady, 1 p  
3:39:48 PM {Exhibit} 9: HB 2233, written testimony, Steve Buckstein, 2 pp  
3:50:03 PM {Exhibit} 10: HB 2233, written testimony of Altria Client Services, Incorporated, Jim Gardner, 2 pp  
3:50:03 PM {Exhibit} 11: HB 2233, written testimony of State Board of Pharmacy, Gary Schnabel, 3 pp

**3:52:12 PM** {Exhibit} 12: HB 2726, written testimony, Katrina Hedberg, 2 pp  
**4:05:33 PM** {Exhibit} 13: HB 2726, written testimony, Rebecca Pawlak, 2 pp  
**4:08:39 PM** {Exhibit} 14: HB 2726, written testimony, Steven Fiala, 2 pp  
**4:20:43 PM** {Exhibit} 15: HB 2726, written testimony, Al Haman, 1 p  
**4:37:12 PM** {Exhibit} 16: HB 2726, written testimony of Carol Brown, John Handy, 1 p  
**4:38:53 PM** {Exhibit} 17: HB 2726, informational packet, Eric Bernstein, 3 pp  
**4:38:53 PM** {Exhibit} 18: HB 2726, credentials, Eric Bernstein, 2 pp  
**4:41:10 PM** {Exhibit} 19: HB 2726, informational packet, Chuck Tauman, 5 pp  
**4:52:21 PM** {Exhibit} 20: HB 2726, written testimony, Donald Walters, 1 p  
**4:54:36 PM** {Exhibit} 21: HB 2726, written testimony, Skipper Osborne, 3 pp  
**5:00:23 PM** {Exhibit} 22: HB 2726, written testimony of Policy Advisory Toward Health for Women, Carolyn Tomei, 2 pp

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