
MEMORANDUM

Legislative Fiscal Office
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To: Human Services Subcommittee of the Joint Committee on Ways and Means

From: Kim To, Legislative Fiscal Office, 503-986-1830

Date: June 11, 2013

Subject: HB 2074 Relating to the regulation of health-related occupations
Work Session Recommendation

HB 2074 changes the name of the Oregon Health Licensing Agency (OHLA) to the Health Licensing Office, changes the name of the Oregon Health Licensing Agency Account to Health Licensing Office Account, and moves the agency within the Oregon Health Authority (OHA). The responsibility of appointing the director of this health licensing entity transfers from the Department of Administrative Services to OHA. Certain sections of the bill become operative on January 1, 2014. The bill contains an emergency clause and takes effect on passage.

The measure previously had hearings in the House Committee on Health Care on 2/8/2013, and 2/12/2013. A public hearing was held for the bill in this Subcommittee on 4/10/2013.

Staff measure summary, the - 1 amendment, and the fiscal impact statement are attached to this memo, and available on the Oregon Legislative Information System (OLIS).

Fiscal impact

Passage of this bill is anticipated to have minimal fiscal impact on OHA and OHLA. Both agencies will use existing staff and resources to carry out the provisions of the bill, including the costs associated with the name change on forms, letterhead, signs, brochures, and websites which is estimated to be approximately \$9,200.

The - 1- amendment

The -1 amendment is a conflict amendment in the event that HB 2101 becomes law. The amendment also removes the emergency clause, and changes the operative date of the bill from January 1 to July 1, 2014.

Recommendation

LFO recommends moving the - 1 amendment into the bill.

Motion

Motion: Senator/Representative _____: I move the dash 1 amendment into HB 2074.

Recommendation

LFO recommends the measure, as amended, be moved to the Full Committee.

Motion

Motion: Senator/Representative _____: I move HB 2074 with the dash 1 amendment to the Full Committee with a "do pass" recommendation as amended.

Assignment of Carriers

Full: _____

Senate: _____

House: _____

**PROPOSED AMENDMENTS TO
HOUSE BILL 2074
(INCLUDING AMENDMENTS TO RESOLVE CONFLICTS)**

1 On page 1 of the printed bill, line 15, after “700.240;” insert “and” and
2 delete “; and declaring an emergency”.

3 On page 3, lines 37 and 38, restore the bracketed material and delete the
4 boldfaced material.

5 On page 58, line 2, delete “January 1, 2014” and insert “July 1, 2014”.

6 Delete lines 16 through 21 and insert:
7

8 **“CONFLICT AMENDMENTS**
9

10 **“SECTION 144. If House Bill 2101 becomes law, sections 16 (amend-**
11 **ing ORS 675.405), 30 (amending ORS 676.617), 37 (amending ORS**
12 **678.760), 39 (amending ORS 678.775), 46 (amending ORS 680.525), 48**
13 **(amending ORS 680.530), 56 (amending ORS 687.435), 66 (amending ORS**
14 **688.724), 67 (amending ORS 688.728), 73 (amending ORS 688.834), 83**
15 **(amending ORS 690.085), 92 (amending ORS 690.235), 102 (amending**
16 **ORS 690.415), 108 (amending ORS 691.479), 118 (amending ORS 694.125),**
17 **124 (amending ORS 694.185), 133 (amending ORS 700.080), 134 (amending**
18 **ORS 700.100) and 135 (amending ORS 700.105) of this 2013 Act are re-**
19 **pealed.**

20 **“SECTION 145. If House Bill 2101 becomes law, section 114 of this**
21 **2013 Act (amending ORS 694.055) is repealed and ORS 694.055, as**

1 **amended by section 53, chapter __, Oregon Laws 2013 (Enrolled House**
2 **Bill 2101), is amended to read:**

3 “694.055. An applicant for licensure under this chapter shall pay the ap-
4 plicable fees established under section 4, **chapter __, Oregon Laws 2013**
5 **(Enrolled House Bill 2101)**, [of this 2013 Act] and shall demonstrate to the
6 satisfaction of the [agency] **Health Licensing Office** that the applicant:

7 “(1) Is a person 18 years of age or older.

8 “(2) Has graduated from high school or has been awarded a General Ed-
9 ucational Development (GED) certificate.

10 “(3) Has completed the training and has the experience required under
11 ORS 694.065.

12 **“SECTION 146.** If House Bill 2101 becomes law, section 142 of this 2013
13 Act is amended to read:

14 **“Sec. 142.** (1) Sections 3, 5, 7, 140 and 141 of this 2013 Act, the amend-
15 ments to statutes by sections 1, 2, 4, 6, [and] 8 to 138 **and 145** of this 2013
16 Act and the repeal of ORS 676.620 by section 139 of this 2013 Act become
17 operative on July 1, 2014.

18 “(2) The Health Licensing Office and Oregon Health Authority may take
19 any action before the operative date specified in subsection (1) of this section
20 that is necessary to enable the office or the authority to exercise, on and
21 after the operative date specified in subsection (1) of this section, all the
22 duties, functions and powers conferred on the office and the authority by
23 sections 3, 5, 7, 140 and 141 of this 2013 Act, the amendments to statutes by
24 sections 1, 2, 4, 6, [and] 8 to 138 **and 145** of this 2013 Act and the repeal of
25 ORS 676.620 by section 139 of this 2013 Act.”.

26

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 2074 - 1

Seventy-Seventh Oregon Legislative Assembly – 2013 Regular Session
Legislative Fiscal Office

***Only Impacts on Original or Engrossed
Versions are Considered Official***

Prepared by: Kim To
Reviewed by: Linda Ames, John Terpening, Paul Siebert, Daron Hill
Date: 6/7/2013

Measure Description:

Changes name of Oregon Health Licensing Agency to Health Licensing Office and name of Oregon Health Licensing Agency Account to Health Licensing Office Account.

Government Unit(s) Affected:

Oregon Health Authority (OHA), Oregon Health Licensing Agency (OHLA), Department of Administrative Services, Legislative Fiscal Office

Local Government Mandate:

This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

Analysis:

House Bill 2074 changes the name of the Oregon Health Licensing Agency (OHLA) to the Health Licensing Office, changes the name of the Oregon Health Licensing Agency Account to Health Licensing Office Account, and moves the agency within the Oregon Health Authority (OHA). The responsibility of appointing the director of this health licensing entity transfers from the Department of Administrative Services to OHA. Certain sections of the bill become operative on January 1, 2014. The bill contains an emergency clause and takes effect on passage.

The – 1 amendment is a conflict amendment in the event that HB 2101 becomes law. The amendment also removes the emergency clause, and changes the operative date of the bill from January 1 to July 1, 2014. The – 1 amendment does not change the fiscal determination.

Oregon Health Authority (OHA), Oregon Health Licensing Agency (OHLA)

Passage of this bill is anticipated to have minimal fiscal impact on OHA and OHLA. Both agencies will use existing staff and resources to carry out the provisions of the bill, including the costs associated with the name change on forms, letterhead, signs, brochures, and websites which is estimated to be approximately \$9,200.

Department of Administrative Services (DAS), Legislative Fiscal Office (LFO)

Passage of this bill is anticipated to have minimal fiscal impact on DAS and LFO. Transfer of OHLA to OHA will only redistribute, not reduce, workload for DAS and LFO.

REVENUE: No revenue impact

FISCAL: Fiscal statement issued

Action:	Do Pass and Be Referred to the Committee on Ways and Means
Vote:	7 - 0 - 2
Yeas:	Clem, Harker, Kennemer, Keny-Guyer, Lively, Thompson, Greenlick
Nays:	0
Exc.:	Conger, Weidner
Prepared By:	Tyler Larson, Administrator
Meeting Dates:	2/8

WHAT THE MEASURE DOES: Changes name of Oregon Health Licensing Agency (OHLA) to Health Licensing Office and name of Oregon Health Licensing Agency Account to Health Licensing Office Account. Creates Health Licensing Office within Oregon Health Authority (OHA). Grants appointment authority of Director of Health Licensing Office to Director of OHA. Declares an emergency, effective on passage.

ISSUES DISCUSSED:

- OHLA is currently an independent agency
- Proponents assert that combining other health agencies into OHA streamlines delivery of health services and uses funding efficiently
- Both OHA and OHLA have health licensing responsibilities
- Subsequent referral to Ways and Means is necessary to review current funding levels

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: The Oregon Health Licensing Agency (OHLA) was created in 1999 to provide coordinated administrative and regulatory functions for certain health boards, councils and programs involved in protecting the public through licensing and regulation of health-related professions and occupations. OHLA currently functions as an independent state agency. The Oregon Health Authority (OHA) was created in 2009 and tasked with containing costs, improving quality and increasing access to health care in order to improve the lifelong health of Oregonians.

House Bill 2074 renames OHLA as the Health Licensing Office and places the office within OHA.

Joint Committee on Ways and Means

Carrier – House: Rep.
Carrier – Senate: Sen.

Revenue: No revenue impact

Fiscal: Fiscal statement issued

Action:

Vote:

House

Yeas:

Nays:

Exc:

Senate

Yeas:

Nays:

Exc:

Prepared By: Kim To, Legislative Fiscal Office

Meeting Date: 6/14/2013

WHAT THE MEASURE DOES: HB 2074 changes the name of the Oregon Health Licensing Agency (OHLA) to the Health Licensing Office, changes the name of the Oregon Health Licensing Agency Account to Health Licensing Office Account, and moves the agency within the Oregon Health Authority (OHA). The responsibility of appointing the director of this health licensing entity transfers from the Department of Administrative Services to OHA. Certain sections of the bill become operative on January 1, 2014. The bill contains an emergency clause and takes effect on passage.

ISSUES DISCUSSED:

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EFFECT OF COMMITTEE AMENDMENT: The –1 amendment is a conflict amendment in the event that HB 2101 becomes law. The amendment also changes the operative date of the bill from January 1 to July 1, 2014.

BACKGROUND: The Oregon Health Licensing Agency (OHLA) was created in 1999 to provide coordinated administrative and regulatory functions for certain health boards, councils and programs involved in protecting the public through licensing and regulation of health-related professions and occupations. OHLA currently functions as an independent state agency. The Oregon Health Authority (OHA) was created in 2009 and tasked with containing costs, improving quality and increasing access to health care in order to improve the lifelong health of Oregonians. House Bill 2074 renames OHLA as the Health Licensing Office and places the office within OHA.