

SB 29 A STAFF MEASURE SUMMARY**Carrier:** Sen. Linthicum**Senate Committee On Health Care****Action Date:** 02/11/19**Action:** Do pass with amendments. (Printed A-Eng.)**Vote:** 4-0-1-0**Yeas:** 4 - Beyer, Fagan, Linthicum, Monnes Anderson**Exc:** 1 - Knopp**Fiscal:** Fiscal impact issued**Revenue:** Revenue impact issued**Prepared By:** Brian Nieubuurt, LPRO Analyst**Meeting Dates:** 1/23, 2/11**WHAT THE MEASURE DOES:**

Modifies terms "venereal disease" and "sexually transmitted disease" to "sexually transmitted infection." Modifies contested case hearing procedures for facilities requiring certificates of need. Authorizes Oregon Health Authority (OHA) to partner with federal, state, and local agencies to assist in monitoring and enforcing federal tobacco and inhalant delivery systems laws and regulation. Clarifies limitations on smoke shop certifications. Abolishes the State Police Tobacco Law Enforcement Fund. Clarifies the confidentiality of Health Licensing Office complaint and investigation reports. Modifies State Trauma Advisory Board and area trauma advisory boards' membership to include one representative from public safety. Authorizes OHA to contract with a third party to operate the State Cancer Registry (OSCaR). Replaces term "local health department" with "local public health authority." Clarifies local public health authority responsibility for ensuring immunization availability. Exempts persons that process marijuana into medical cannabinoid products and cannabinoid concentrates for purpose of transferring the products and concentrates to a medical marijuana dispensary from certain tracking requirements. Modifies licensure approval requirements for lactation consultants, music therapists, art therapists, and respiratory therapists. Modifies membership of State Emergency Medical Service Committee. Modifies licensure approval requirements for emergency medical services providers and environmental health specialist trainees. Requires OHA to adopt rules for issuance of food sanitation variances. Modifies approval process for construction of certain public pools. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Alignment with Tobacco 21 legislation (Senate Bill 754 (2017)) in regulation of smoke shops
- Local public health authority designation

EFFECT OF AMENDMENT:

Permits OHA to enter into agreements with local government and law enforcement agencies to carry out inspections of tobacco and inhalant delivery system sellers. Clarifies local health authority's responsibility to ensure availability of immunizations. Restores current statutory language for Oregon Medical Marijuana Program. Clarifies membership of State Emergency Medical Service Committee.

BACKGROUND:

The Public Health Division (PHD) of the Oregon Health Authority (OHA) operates to promote health and help prevent the leading causes of death, disease, and injury in Oregon. PHD is organized into three centers:

- Center for Prevention and Health Promotion - includes programs to implement policies, systems, and environmental changes designed to prevent chronic diseases and injury;
- Center for Health Protection - administers public health regulatory functions, including licensing health care facilities, inspecting restaurants and public water systems, and other environmental health protections; and

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- Center for Public Health Practice - includes programs that protect the public from communicable diseases and assist in preparing and responding to public health emergencies.

Senate Bill 29-A modifies and clarifies statutes to align with Public Health Division administration of its duties and responsibilities.