

SB 29 B STAFF MEASURE SUMMARY**Carrier:** Rep. Greenlick**House Committee On Health Care****Action Date:** 05/21/19**Action:** Do pass with amendments to the A-Eng bill. (Printed B-Eng.)**Vote:** 10-0-1-0**Yeas:** 10 - Alonso Leon, Drazan, Greenlick, Hayden, Keny-Guyer, Mitchell, Noble, Nosse, Prusak, Salinas**Exc:** 1 - Boles**Fiscal:** Fiscal impact issued**Revenue:** No revenue impact**Prepared By:** Oliver Droppers, LPRO Analyst**Meeting Dates:** 4/30, 5/21**WHAT THE MEASURE DOES:**

Modifies terms "venereal disease" and "sexually transmitted disease" to "sexually transmitted infection." Modifies the review process and contested case hearing procedures for facilities requiring certificates of need. Authorizes the Oregon Health Authority (OHA) to partner with federal, state, and local agencies to assist in monitoring and enforcing federal provisions governing tobacco and inhalant delivery systems and report to the Governor and the Legislative Assembly each biennium. Clarifies limitations on smoke shop certifications including rule making and enforcement. Abolishes the State Police Tobacco Law Enforcement Fund. Clarifies the confidentiality of Health Licensing Office (HLO) complaint and investigation reports. Adds music therapy to list of boards, councils, and programs regulated by HLO. Modifies State Trauma Advisory Board and area trauma advisory board's membership to include one public safety representative. Authorizes OHA to contract with a third party to operate the Oregon State Cancer Registry (OSCaR). Replaces term "local health department" with "local public health authority." Clarifies local public health authority responsibility for ensuring access to immunizations. Exempts persons who 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 including requiring at least two members be emergency medical service (EMS) medical directors with one having specialized in pediatric emergency care. 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; increases plan review fee to \$600. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Public health modernization, rulemaking
- Changes in terminology; local public health department versus local public health authority
- Tobacco enforcement and smoke shop requirements
- Delivery of public health services and statutory responsibility for delivery by a county including administrative functions
- Authority to enter into agreements with federal agencies around tobacco enforcement

EFFECT OF AMENDMENT:

Resolves conflict with Senate Bill 142. Removes reference to "human immunodeficiency virus." Deletes proposed changes to local public health authorities' responsibilities.

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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 - implements policies, systems, and environmental changes designed to prevent chronic diseases and injury;
- Center for Health Protection - regulates public health, including licensing health care facilities, inspecting restaurants and public water systems, and providing other environmental health protections; and
- Center for Public Health Practice - implements programs that protect the public from communicable diseases and assists in preparing and responding to public health emergencies.

Senate Bill 29-B modifies and clarifies provisions governing the Public Health Division's administration of its duties and responsibilities to align with current practice.