

Written Testimony Against House Bill 2493

Dear Legislators,

My name is Tina Huang, Ph.D., and I am Holistic Brain Health Practitioner. I live in Lake Forest Park, WA.

Like you, I'm very concerned about the welfare of Oregonians as well as the practices of alternative and commentary health care practices.

While I applaud the Oregon legislature for working hard during these difficult times, I have the following serious concerns about HB 2493:

1A. This Act quite possibly constitutes religious discrimination due to its lack of applicability to priests or even lay priests in the major/"mainstream" religions. Because Christian, Muslim, and Jewish pastors and religious people are not required to hold a license or disclose their background, they are not subject to a test, they are not subject to discipline, or to do any of the other things that would be required by this statute of anyone who does not follow one of the three major monotheistic religions. Priests also are not subject to sanctions or "discipline" by secular authorities for their work with their parishioners unless the priest commits a hideous criminal act. Nor are Christian priests required to disclose the content of communications with members of their church, per the priest-penitent privilege, etc.

1B. This Bill of the Oregon Legislature would require that non-Christian, pagan, agnostic, or followers of alternative spiritual beliefs get a license, pay for licensure, and otherwise do all the things that **Christian or other "priests" are not required to do.** Even though there is nothing more like being psycho-analyzed than Catholic Confession...and there is no one who does more advising about family issues, mental disorders, major life decisions, etc., than a pastor, lay pastor, etc. But in Christian churches in this country, these non-science spiritual advisors are not required to pass a test, pay a fee, or otherwise do any of the things that the bill will require for other types of spiritual practices. And if what all these other spiritual practices or practices of other religions (like Wiccan, pagan, etc.), are not required it of mainstream Christian churches? **Then this law pretty clearly discriminates against non-Christian religions or spiritual belief systems, and there is a strong argument to be made that is an illegal infringement on the free exercise of various religions in favor of Christian practices.** This legislation will not pass constitutional muster in State or federal courts.

1C. This licensing legislation is quite likely an **unconstitutional infringement upon the exercise of religious rights and practices, per the Free Exercise clause of the First Amendment** – namely the provision that prohibits the Congress from making a law "respecting an establishment of religion or prohibiting the free exercise thereof." And the way that Constitutional rights work is that State law must respect established constitutional rights at least as much (or more) than the federal Constitution.

2. Who is the Oregon legislature to determine what is an “acceptable” spiritual belief or practice?

3. The language of the proposed Act appears to be intentionally deceptive, because 1. while on the one hand it appears to applaud the work of energy workers and holders of “alternative” spiritual beliefs, 2. it simultaneously disregards those same spiritual beliefs or systems and relegates them to a status well below that of the standard, mainly Christian religious sects.

4. A similar bill was introduced in 2017 and was tabled because there was a huge outcry against it — because we don’t want or need more regulations and an oversight board.

5. The bill labels the current situation as an emergency situation and threat to public safety. But there has been no documentation that there has been a public safety threat.

6. Complementary and alternative healers don’t practice medicine or mental health counseling and should not be regulated in the same way as medical and mental health counseling is regulated by professional boards. Most of us spend a great deal of time training initially and also spend a lot of time in continuing education.

7. It is not in an alternative healthcare provider’s job description to assess, diagnose or treat a mental, emotional, or behavioral disorder.

8. This bill takes away the right of Oregonians to choose their own healthcare providers.

9. The definition of alternative well-being provider is too vague. Care givers, certain types of ministries, and other professions fall under the given definition.

10. Too many professions that have no relationship with each other have been lumped together into one category.

11. Alternative health care providers have no say as to who is to govern them.

12. There is no provision to put alternative healthcare providers on the governing boards.

13. The passage of this bill would put many Oregon healthcare practitioners out of work during difficult times.

14. We don’t want to face this every few years – and have a better approach that 11 other states use as their model of legislation. Its formal name is the Oregon Consumer Access and right to Practice Complementary and Alternative Health Care Act. (Working name: Safe Harbor Exemption for short) Many other states are introducing or preparing to introduce this. It has guardrails that practitioners need to stay within and includes

disclosure about what training and experience a practitioner has. If a practice/practitioner violates these, then there is legal recourse with laws that already are in place.

15. Many energy practitioners are able to perceive information outside of the normal sensory systems that we are trained in. As the famous neurologist Oliver Sacks has shown, some people do have unusual patterns of perception. It gives a unique perspective that helps the client figure what has been missing from their healing. There is huge variety of intuitive practices, and forcing us to abide by a governing body that doesn't understand energy medicine would severely curtail our ability to benefit clients, and stifle innovation.

16. Energy medicine works and it is probably safer than any other healing modality. In 2013, there were 615 peer reviewed journal articles and there are well over 1000 now. In energy psychology alone, out of 65 randomized control trials and 50 clinical outcome studies, only one failed to show it's effectiveness. I'm not aware of one drug in Western medicine that can compare with that level of effectiveness. The research arm of energy medicine is accelerating at a rapid pace, and even Western medicine is starting to understand it's importance and value. Energy Medicine is the medicine of the future. Do you really want to be responsible for bringing that to a grinding halt?

17. I regularly see clients who've seen countless practitioners and doctors and they are at their wits end. I give them a hope, and for most they get their life back before the onset of their illness, they get their life back. Without their health, their ability to survive and make a living is severely compromised.

18. Also, In my 9 yrs of practice, I've never heard of energy practitioner who has been found to deceive or harm the public. In fact, we can get Energy Medicine Professional insurance for only \$200/yr. Why? Because energy medicine is very safe, and our profession does not get sued. Through our practices, clients quickly learn that the overwhelming majority of us have their best interest at heart.

Thank you,

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