

2015 HOUSE INDUSTRY, BUSINESS AND LABOR

HB 1035

2015 HOUSE STANDING COMMITTEE MINUTES

Industry, Business and Labor Committee
Peace Garden Room, State Capitol

HB 1035
1/12/2015
21813

☐ Subcommittee
☐ Conference Committee

EL

Explanation or reason for introduction of bill/resolution:

Organizational & Orientation Committee Work

Minutes:

No Attachments

Chairman Keiser~District 47: Introduces HB 1035. This bill is identical to HB 1079. We will use the HB 1035. Continue the committee to study & follow the needs & challenges of ND health care delivery system.

(4:20)

Representative Laning: A clarification, the University of North Dakota is going to prepare several reports. Are they a key factor in following this or is there a different committee?

Chairman Keiser: The UND Medical School has played historically the key in planning. They do prepare a semi-annual report that is instrumental.

Vice Chairman Sukut: Any questions?

Chairman Keiser: Anyone else here in support of HB 1035.

Jerry Jurena~President of the ND Hospital Association: We are in support of the bill because we would like a committee to tracking what is happening with health care.

Chairman Keiser: Anyone here in opposition. We will close the hearing on HB1035, what are the wishes of the committee.

Representative Lefor: Motions for a do pass.

Representative Frantsvog: Second.

Chairman Keiser: Further discussion? None, the clerk will take roll for a do pass on HB 1035.

Roll call was taken with 13 yes, 0 no, 2 absent and Representative Lefor is the carrier.

Brian ???~I would like the study to expand to include "how to maintain & enhance rural access to primary health care & emergency services.

There is a motion to amend HB 1035 by Representative Ruby, seconded by Vice Chairman Sukut.

Voice roll call was taken passing the amendment.

Chairman Keiser: What are the wishes of the committee on HB 1035 as amended?

Representative Devlin: Moves for a do pass as amended.

Vice Chairman Sukut: Second.

Chairman Keiser: Any discussion?

Roll call was taken with 15 yes, 0 no, 0 absent and Representative Lefor is the carrier.

15.0092.02001
Title.03000

Adopted by the Industry, Business and Labor
Committee

1-12-15

January 12, 2015

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1035

Page 1, line 8, after the comma insert "reviewing any impact on rural access to primary health care and emergency services, making recommendations to maintain and enhance rural primary health care and emergency services,"

Renumber accordingly

**2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1035**

Recommendation: ☐ Adopt Amendment
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Representative Lefor Seconded By Representative Frantsvog

Representatives	Yes	No	Representatives	Yes	No
Chairman Keiser	x		Representative Lefor	x	
Vice Chairman Sukut	x		Representative Louser		
Representative Beadle	x		Representative Ruby	x	
Representative Becker	x		Representative Amerman	x	
Representative Devlin	x		Representative Boschee	x	
Representative Frantsvog	x		Representative Hanson	x	
Representative Kasper			Representative M Nelson	x	
Representative Laning	x				

Total (Yes) 13 No 0

Absent 2

Floor Assignment Representative Lefor

If the vote is on an amendment, briefly indicate intent:

**2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1035**

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Representative Devlin Seconded By Vice Chairman Sukut

Representatives	Yes	No	Representatives	Yes	No
Chairman Keiser	x		Representative Lefor	x	
Vice Chairman Sukut	x		Representative Louser	x	
Representative Beadle	x		Representative Ruby	x	
Representative Becker	x		Representative Amerman	x	
Representative Devlin	x		Representative Boschee	x	
Representative Frantsvog	x		Representative Hanson	x	
Representative Kasper	x		Representative M Nelson	x	
Representative Laning	x				

Total (Yes) 15 No 0

Absent 0

Floor Assignment Representative Lefor

If the vote is on an amendment, briefly indicate intent:

Add: Review any impact on rural access to primary health care and emergency services.

**2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1035**

Recommendation: ☐ Adopt Amendment
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☒ As Amended ☐ Rerefer to Appropriations
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Representative Devlin Seconded By Vice Chairman Sukut

Representatives	Yes	No	Representatives	Yes	No
Chairman Keiser	x		Representative Lefor	x	
Vice Chairman Sukut	x		Representative Louser	x	
Representative Beadle	x		Representative Ruby	x	
Representative Becker	x		Representative Amerman	x	
Representative Devlin	x		Representative Bosch	x	
Representative Frantsvog	x		Representative Hanson	x	
Representative Kasper	x		Representative M Nelson	x	
Representative Laning	x				

Total (Yes) 15 No 0

Absent 0

Floor Assignment Representative Lefor

If the vote is on an amendment, briefly indicate intent:

Add: Review any impact on rural access to primary health care and emergency services.

REPORT OF STANDING COMMITTEE

HB 1035, as amended: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1035, as amended, was placed on the Sixth order on the calendar.

Page 1, line 8, after the comma insert "reviewing any impact on rural access to primary health care and emergency services, making recommendations to maintain and enhance rural primary health care and emergency services,"

Renumber accordingly

2015 SENATE HUMAN SERVICES

HB 1035

2015 SENATE STANDING COMMITTEE MINUTES

Human Services Committee Red River Room, State Capitol

HB 1035
3/25/2015
25393

☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A bill to provide for a legislative management study of the state's health care delivery system.

Minutes:

Attach #1: HB 1035 and HB 2174 Comparison
Attach #2: Proposed amendment

Documentation was distributed to the committee regarding the comparison between HB 1035 and SB 2174 (attach #1).

Jennifer Clark, legislative council, introduced HB 1035 to the Senate Human Services Committee. The bill comes from the Health Care Reform Review Committee. It is to continue the study that they have been doing for the past few interims. The lead in language is "shall consider", so it is interesting that there are other studies out there that have overlap which is consistent with what was done in the past few interims. We put them together and look at them in a broad study. There is a laundry list of things the study may include. There is a piece on the bottom is unique. It is recognition that the University of North Dakota School of Medicine and Health Sciences Advisory Council shall put out a biennial report. The committee would like that to continue.

Chairman Judy Lee asked if they were getting any further responsibility with this study.

Ms. Clark indicated just to inform the committee what they are up to, which they currently do.

Senator Warner we just received that report one month ago. **Ms. Clark** concurred.

Ms. Clark stated the interim committee was aware of the timeline they follow. That is why the language states report the status of, because that final report is not ready yet. In large part, the interim committee was looking at and gathering information on, the professional community is aware of them. They are already looking at strategic ways to approach issues.

Senator Howard Anderson, Jr. asked if we pass this exactly like it is, legislative management puts it together with the other bills. **Ms. Clark** confirmed they do.

Chairman Judy Lee discussed the next attachment (attach #2) for proposed amendment. Is this the right bill to attach it too? We also talked about having it in HB 1280.

Chairman Judy Lee read the amendment. It applies to workforce, availability.

Ms. Clark thinks it is fine in the germane area. It leaves it up to the legislative management to prioritize.

OPPOSITION TO HB 1035

No opposing testimony

NEUTRAL TO HB 1035

No neutral testimony

Chairman Judy Lee closed public hearing.

Chairman Judy Lee further discussed the amendment.

Senator Dever only concern attaching to this bill is what committee it would go to. Legislative management could deal with that.

Senator Warner moved ADOPT AMENDMENT as presented by Chairman Judy Lee. The motion was seconded by **V. Chairman Oley Larsen**. No discussion.

Roll Call Vote to ADOPT AMENDMENT

6 Yes, 0 No, 0 Absent. Motion passes.

Senator Warner moved the Senate Human Services Committee DO PASS engrossed HB 1035 AS AMENDED. The motion was seconded by **V. Chairman Oley Larsen**. No discussion.

Roll Call Vote to Do Pass As Amended

6 Yes, 0 No, 0 Absent. Motion passes.

V. Chairman Oley Larsen will carry HB 1035 to the floor.

March 24, 2015

TV
3/25/15

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1035

Page 1, line 1, remove "a"

Page 1, line 1, replace "study" with "studies"

Page 1, line 2, after "system" insert "and a behavioral health and addiction training initiative"

Page 1, after line 17, insert:

"SECTION 2. LEGISLATIVE MANAGEMENT STUDY - BEHAVIORAL HEALTH AND ADDICTION TRAINING INITIATIVE. During the 2015-16 interim, the legislative management shall consider studying the feasibility and desirability of pursuing a behavioral health and addiction training initiative in response to concerns described in the behavioral health planning report prepared by Schulte Consulting, LLC, for the legislative management's 2013-14 human services committee and in reports of the steering committee of the behavioral health stakeholders group. The study shall include exploration of opportunities for innovative public-private partnerships, and may include participation by public and private stakeholders, such as the university of North Dakota school of medicine and health sciences and school of law. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly."

Renumber accordingly

Date: 03/25 2015
Roll Call Vote #: 1

2015 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1035

Senate Human Services Committee

☐ Subcommittee

Amendment LC# or Description: 15.0092.03002 Title 04000

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Sen. Warner Seconded By Sen. Larsen

Senators	Yes	No	Senators	Yes	No
Senator Judy Lee (Chairman)	✓		Senator Tyler Axness	✓	
Senator Oley Larsen (V-Chair)	✓		Senator John M. Warner	✓	
Senator Howard C. Anderson, Jr.	✓				
Senator Dick Dever	✓				

Total (Yes) 6 No 0

Absent 0

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

Date: 03/25 2015
Roll Call Vote #: 2

2015 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1035

Senate Human Services Committee

☐ Subcommittee

Amendment LC# or Description: 15. 0092.03002 Title 04000

Recommendation: ☐ Adopt Amendment
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☒ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Sen. Warner Seconded By Sen. Larsen

Senators	Yes	No	Senators	Yes	No
Senator Judy Lee (Chairman)	✓		Senator Tyler Axness	✓	
Senator Oley Larsen (V-Chair)	✓		Senator John M. Warner	✓	
Senator Howard C. Anderson, Jr.	✓				
Senator Dick Dever	✓				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Sen. Larsen

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

HB 1035, as engrossed: Human Services Committee (Sen. J. Lee, Chairman)
recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends
DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1035
was placed on the Sixth order on the calendar.

Page 1, line 1, remove "a"

Page 1, line 1, replace "study" with "studies"

Page 1, line 2, after "system" insert "and a behavioral health and addiction training initiative"

Page 1, after line 17, insert:

**"SECTION 2. LEGISLATIVE MANAGEMENT STUDY - BEHAVIORAL
HEALTH AND ADDICTION TRAINING INITIATIVE.** During the 2015-16 interim, the
legislative management shall consider studying the feasibility and desirability of
pursuing a behavioral health and addiction training initiative in response to concerns
described in the behavioral health planning report prepared by Schulte Consulting,
LLC, for the legislative management's 2013-14 human services committee and in
reports of the steering committee of the behavioral health stakeholders group. The
study shall include exploration of opportunities for innovative public-private
partnerships, and may include participation by public and private stakeholders, such
as the university of North Dakota school of medicine and health sciences and school
of law. The legislative management shall report its findings and recommendations,
together with any legislation required to implement the recommendations, to the
sixty-fifth legislative assembly."

Renumber accordingly

2015 TESTIMONY

HB 1035

15.0092.03000

FIRST ENGROSSMENT

Sixty-fourth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1035

Attached
HB1035
03/25/15
J#25393

Introduced by

Legislative Management

(Health Care Reform Review Committee)

1 A BILL for an Act to provide for a legislative management study of the state's health care
2 delivery system.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. LEGISLATIVE MANAGEMENT STUDY - HEALTH CARE DELIVERY**

5 **SYSTEM.** During the 2015-16 interim, the legislative management shall consider continuing its
6 ongoing study of the needs and challenges of the North Dakota health care delivery system.
7 The study may include monitoring the implementation of the federal Affordable Care Act,
8 examining medicaid expansion and medicaid reform, reviewing any impact on rural access to
9 primary health care and emergency services, making recommendations to maintain and
10 enhance rural primary health care and emergency services, and considering the feasibility of
11 developing a state-based plan for a health care model that will comply with federal health care
12 reform in a manner that will provide high-quality access and affordable care for North Dakota
13 citizens. The university of North Dakota school of medicine and health sciences advisory council
14 shall make periodic reports to the legislative management on the status of the biennial report
15 developed pursuant to section 15-52-04. The legislative management shall report its findings
16 and recommendations, together with any legislation required to implement the
17 recommendations, to the sixty-fifth legislative assembly.

**Sixty-fourth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 6, 2015**

SENATE BILL NO. 2174
(Senators Mathern, J. Lee)
(Representatives Glassheim, Keiser, M. Nelson)

AN ACT to provide for a legislative management study of the state's health care delivery system.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - HEALTH CARE DELIVERY SYSTEM.

1. During the 2015-16 interim, the legislative management shall consider continuing its ongoing study of the needs and challenges of the North Dakota health care delivery system. The study may include:
 - a. Monitoring the implementation of the federal Affordable Care Act;
 - b. Examining medicaid expansion and medicaid reform;
 - c. Considering the feasibility of developing a state-based plan for a health care model that will comply with the federal Affordable Care Act in a manner that will provide high-quality access and affordable care for North Dakota citizens;
 - d. Considering changing from a federally facilitated marketplace to a state-based or state partnership marketplace;
 - e. Considering the feasibility of coordinating with neighboring states to create a regional marketplace; and
 - f. Considering the feasibility of offering to the public via the marketplace a qualified public employees retirement system uniform group health plan.
2. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly.

1.3

Bill Actions for SB 2174Send me to Bill No. (9999): **Go!**

HJ=House Journal; SJ=Senate Journal

Introduced by Sen. Mathern, J. Lee

Introduced by Rep. Glassheim, Keiser, M. Nelson

AN ACT to provide for a legislative management study of the state's health care delivery system.

Date	Chamber	Meeting Description	Journal
01/12	Senate	Introduced, first reading, referred Human Services Committee	SJ 74
02/11	Senate	Committee Hearing 09:00	
02/12	Senate	Reported back, do pass, place on calendar 5 1 0	SJ 386
02/17	Senate	Second reading, passed, yeas 47 nays 0	SJ 446
02/18	House	Received from Senate	HJ 583
02/20	House	Introduced, first reading, referred Human Services Committee	HJ 683
03/11	House	Committee Hearing 10:00	
03/12	House	Reported back, do pass, place on calendar 12 0 1	HJ 972
03/13	House	Second reading, passed, yeas 57 nays 34	HJ 983
03/16	Senate	Returned to Senate	SJ 798
03/17	House	Signed by Speaker	HJ 1019
	Senate	Signed by President	SJ 812
03/18	Senate	Sent to Governor	SJ 832
03/19	Senate	Signed by Governor 03/18	SJ 847
03/23		Filed with Secretary Of State 03/18	

**Sixty-fourth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 6, 2015**

SENATE BILL NO. 2174
(Senators Mathern, J. Lee)
(Representatives Glassheim, Keiser, M. Nelson)

AN ACT to provide for a legislative management study of the state's health care delivery system.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - HEALTH CARE DELIVERY SYSTEM.

1. During the 2015-16 interim, the legislative management shall consider continuing its ongoing study of the needs and challenges of the North Dakota health care delivery system. The study may include:
 - a. Monitoring the implementation of the federal Affordable Care Act;
 - b. Examining medicaid expansion and medicaid reform;
 - c. Considering the feasibility of developing a state-based plan for a health care model that will comply with the federal Affordable Care Act in a manner that will provide high-quality access and affordable care for North Dakota citizens;
 - d. Considering changing from a federally facilitated marketplace to a state-based or state partnership marketplace;
 - e. Considering the feasibility of coordinating with neighboring states to create a regional marketplace; and
 - f. Considering the feasibility of offering to the public via the marketplace a qualified public employees retirement system uniform group health plan.
2. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly.

1.5

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-fourth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2174.

Senate Vote: Yeas 47 Nays 0 Absent 0

House Vote: Yeas 57 Nays 34 Absent 3

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2015.

Approved at _____ M. on _____, 2015.

Governor

Filed in this office this _____ day of _____, 2015,
at _____ o'clock _____ M.

Secretary of State

Sixty-fourth
Legislative Assembly
of North Dakota

SENATE BILL NO. 2174

Introduced by

Senators Mathern, J. Lee

Representatives Glassheim, Keiser, M. Nelson

1 A BILL for an Act to provide for a legislative management study of the state's health care
2 delivery system.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. LEGISLATIVE MANAGEMENT STUDY - HEALTH CARE DELIVERY**
5 **SYSTEM.**

- 6 1. During the 2015-16 interim, the legislative management shall consider continuing its
7 ongoing study of the needs and challenges of the North Dakota health care delivery
8 system. The study may include:
- 9 a. Monitoring the implementation of the federal Affordable Care Act;
 - 10 b. Examining medicaid expansion and medicaid reform;
 - 11 c. Considering the feasibility of developing a state-based plan for a health care
12 model that will comply with the federal Affordable Care Act in a manner that will
13 provide high-quality access and affordable care for North Dakota citizens;
 - 14 d. Considering changing from a federally facilitated marketplace to a state-based or
15 state partnership marketplace;
 - 16 e. Considering the feasibility of coordinating with neighboring states to create a
17 regional marketplace; and
 - 18 f. Considering the feasibility of offering to the public via the marketplace a qualified
19 public employees retirement system uniform group health plan.
- 20 2. The legislative management shall report its findings and recommendations, together
21 with any legislation required to implement the recommendations, to the sixty-fifth
22 legislative assembly.

March 24, 2015

Attach #2

HB1035

03/25/15

J# 25893

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1035

Page 1, line 1, remove "a"

Page 1, line 1, replace "study" with "studies"

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Page 1, after line 17, insert:

"SECTION 2. LEGISLATIVE MANAGEMENT STUDY - BEHAVIORAL HEALTH AND ADDICTION TRAINING INITIATIVE. During the 2015-16 interim, the legislative management shall consider studying the feasibility and desirability of pursuing a behavioral health and addiction training initiative in response to concerns described in the behavioral health planning report prepared by Schulte Consulting, LLC, for the legislative management's 2013-14 human services committee and in reports of the steering committee of the behavioral health stakeholders group. The study shall include exploration of opportunities for innovative public-private partnerships, and may include participation by public and private stakeholders, such as the university of North Dakota school of medicine and health sciences and school of law. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly."

Renumber accordingly