

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1283

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La Costa Rickford
Operator's Signature

10/3/03
Date

2003 HOUSE INDUSTRY, BUSINESS AND LABOR

HB 1283

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10/2/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1283

House Industry, Business and Labor Committee

Conference Committee

Hearing Date January 28, 2003

Tape Number	Side A	Side B	Meter #
1		X	0.2-1412

Committee Clerk Signature *Elizabeth R. Gier*

Minutes: **CHAIR KEISER:** Opened hearing on HB 1283

REP. KASPER: Gave overview of bill concerning consumer profiling.

REP. EKSTROM: Is this in line with national standards? Rep. Kasper deferred to representatives from the Pharmaceutical Association.

GALEN JORDE (ND Pharmaceutical Assoc.): Supports with written testimony. Offered amendments.

REP. KEISER: Will the amendments offer protection for in-house hospital pharmacies to operate? Jorde responded that yes it would.

REP. SEVERSON: Is there a reason for the amendment to include a 5 yr. or unlimited expiration date? Jorde responded that there is no set standard, but they need to have an expiration date. Cannot get a blanket authorization. You need to know the for whom, for what purpose, and how the information is going to be used. No opportunities for a long, open-ended date.

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Page 2
House Industry, Business and Labor Committee
Bill/Resolution Number 1283
Hearing Date 1-28-03

CHAIR KEISER: Closed hearing on HB 1283 with no opposition testimony.

Rep. Johnson moved to adopt the amendments by Rep. Kasper. Seconded by Rep. Severson.

Voice vote. Motion adopted. Rep. Severson moved to adopt the amendments from the ND
Pharmaceutical Association. Rep. Klein seconded. Discussion followed on getting the
amendments into proper format. Voice vote. Motion adopted.

Rep. Severson moved to recommend DO PASS AS AMENDED. Rep. Dosch seconded. 14-0-0

Roll call vote.

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10/3/03
Date

30167.0101
Title.

Prepared by the Legislative Council staff for
Representative Kasper
January 24, 2003

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1283

Page 1, line 1, remove ", a new section to chapter"

Page 1, line 2, remove "43-15.1, and a new subsection to section 43-17-31"

Page 1, line 3, replace the first comma with "and" and remove the second comma

Page 1, line 4, remove "physicians, and wholesale drug distributors"

Page 2, remove lines 3 through 16

Renumber accordingly

Page No. 1

30167.0101

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10/3/03
Date

30167.0102
Title.0200

Adopted by the Industry, Business and Labor
Committee

January 28, 2003

VK
1/28/03

HOUSE AMENDMENTS TO HOUSE BILL NO. 1283 IBL 1-29-03

Page 1, line 1, remove ", a new section to chapter"

Page 1, line 2, remove "43-15.1, and a new subsection to section 43-17-31"

Page 1, line 3, replace the first comma with "and" and replace the second comma with a period

Page 1, remove line 4

Page 1, line 11, replace "identifying customer" with "individually identifiable health"

Page 1, line 15, replace "an" with "a business associate"

Page 1, line 16, remove "affiliate or a third party"

Page 1, line 17, replace "administration" with "treatment or health care operations"

Page 1, line 18, replace "identifying customer" with "individually identifiable"

Page 1, line 20, replace "is valid for no more than" with "must include an expiration date"

Page 1, line 21, remove "one year" and replace "identifying customer" with "individually
identifiable"

Page 1, line 22, replace "identifying customer" with "individually identifiable health"

HOUSE AMENDMENTS TO HB 1283 IBL 1-29-03

Page 2, remove lines 3 through 16

Renumber accordingly

Page No. 1

30167.0102

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10/3/03
Date

Date: 1-28-03
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES 1783
BILL/RESOLUTION NO.

House Industry, Business & Labor Committee

Check here for Conference Committee

Legislative Council Amendment Number 30167.0102

Action Taken DP as Amended

Motion Made By Severson Seconded By Dosch

Representatives	Yes	No	Representatives	Yes	No
Chairman Keiser	✓		Rep.Boe	✓	
Rep. Severson, Vice-Chair	✓		Rep. Ekstrom	✓	
Rep. Dosch	✓		Rep. Thorpe	✓	
Rep. Froseth	✓		Rep. Zaiser	✓	
Rep. Johnson	✓				
Rep. Kasper	✓				
Rep. Klein	✓				
Rep. Nottlestad	✓				
Rep. Ruby	✓				
Rep. Tieman	✓				

Total (Yes) 14 No 0

Absent _____

Floor Assignment Froseth

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

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La Costa Rickford 10/3/03
Operator's Signature Date

REPORT OF STANDING COMMITTEE (410)
January 29, 2003 11:49 a.m.

Module No: HR-17-1244
Carrier: Frosøth
Insert LC: 30167.0102 Title: .0200

REPORT OF STANDING COMMITTEE

HB 1283: Industry, Business and Labor Committee (Rep. Kelsø, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1283 was placed on the Sixth order on the calendar.

Page 1, line 1, remove ", a new section to chapter"

Page 1, line 2, remove "43-15.1, and a new subsection to section 43-17-31"

Page 1, line 3, replace the first comma with "and" and replace the second comma with a period

Page 1, remove line 4

Page 1, line 11, replace "identifying customer" with "individually identifiable health"

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Page 1, line 21, remove "one year" and replace "identifying customer" with "individually identifiable"

Page 1, line 22, replace "identifying customer" with "individually identifiable health"

Page 2, remove lines 3 through 16

Renumber accordingly

2003 SENATE HUMAN SERVICES

HB 1283

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10/2/03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1283

Senate Human Services Committee

Conference Committee

Hearing Date March 3, 2003

Tape Number	Side A	Side B	Meter #
1	X		5586 - end
		X	0 - 4671
Committee Clerk Signature			

Minutes:

SENATOR JUDY LEE opened the public hearing for HB 1283.

REPRESENTATIVE JIM KASPER introduced HB 1283 relating to confidentiality of identifying information and prohibited acts by pharmacies and pharmacists. Said it was a very important bill. Pharmacies and pharmacists may not disclose their customers' confidential information to market a service or a product. ... Consumer direct marketing. ... Information should be private. Pharmacy companies developing new and more potent and much more expensive drugs all the time -- some drugs not needed. ... Stop third parties from getting information. Open to amendments to work on HIPAA requirements. (Meter # 5634 - 6170)

SENATOR FISCHER: Is this covered under HIPAA information now?

REPRESENTATIVE KASPER: I don't believe it is. Intent is to prevent third party marketing with pharmaceutical companies. (Tape 1, Side A, Meter # 6177 - end and Side B, Meter 0 - 14)

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