

**HOUSE COMMITTEE ON**  
**HEALTH AND HUMAN SERVICES**

February 2, 2005 Hearing Room D

8:30 A.M. Tape 21

**MEMBERS PRESENT:** Rep. Billy Dalto, Chair

Rep. Bob Jenson, Vice-Chair

Rep. Gordon Anderson

Rep. Deborah Boone

Rep. Tom Butler

Rep. Mitch Greenlick

**MEMBER EXCUSED:** Rep. Carolyn Tomei, Vice-Chair

**STAFF PRESENT:** Sandy Thiele-Cirka, Committee Administrator

Pamella Andersen, Committee Assistant

**MEASURES/ISSUES HEARD:**

HB 2243 - Public Hearing

HB 2244 - Public Hearing

HB 2251 - Public Hearing

HB 2254 - Public Hearing

These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.

<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 21, A</b>		
004	Chair Dalto	Calls the meeting or order at 8:34 a.m. Opens the public hearing on HB 2243.

**hb 2243 - public hearing**

012	Holly Robinson	Legislative Counsel. Offers background on the bills, explaining purpose is to clean up minor errors in the Oregon Revised Statutes (ORS), such as grammar and obsolete references, etc. Notes HB 2243 addresses the abolishment of an advisory committee that has been replaced by a permanent committee.
037	Katherine Bradley	Department of Human Services (DHS), Office of Family Health. Echoes Holly's testimony, presenting ( <b>Exhibit A</b> ).
	Chair Dalto	Closes the public hearing on HB 2243. Opens the public hearing on HB 2244.

**hb 2244 - public hearing**

044	Charlie Cheek	Legislative Counsel. Notes HB 2244 repeals an obsolete statute. Provides history, which surrounds Measure 7, the Death With Dignity Act. Explains Legislative Counsel does not editorially remove something from statute apart from committee action.
083	Rep. Greenlick	Asks how are the words of ORS 475 different from ORS 474
085	Cheek	Explains the primary distinction, and that they are redundant.
094	Rep. Jenson	Questions whether the statute should have either/or wording to allow for both options, should the Death With Dignity Act be repealed at a future date.
120	Cheek	Relates this provision and the Act would have to be amended.

- 124 Rep. Jenson Asks if it could be written in such a way that it could come back in play, if necessary.
- 130 Cheek Gives strong recommendation against that.
- 140 Chair Dalto Closes the public hearing on HB 2244. Opens the public hearing on HB 2251.

**hb 2251 - public hearing**

- 142 Doug McKean Legislative Counsel. Relates legislative history of the bill and the related statute.
- 160 Rep. Greenlick Inquires if the ORS section the referenced definition is in, still exists, and if there might be another section that also refers to this definition.
- 163 McKean Replies ORS 174.107 still exists, and there are no other sections referring to this definition.
- 177 Chair Dalto Asks whether DHS is still using this definition.
- 178 McKean Replies no, they use the term substantial disabilities.
- 180 Chair Dalto Closes the public hearing on HB 2251. Opens the public hearing on HB 2254.

**hb 2254 - public hearing**

- 183 Holly Robinson Legislative Counsel. Explains the purpose of bill is to alter the obsolete references to a “center” to the appropriate term of either “agency” or “facility.
- 220 Bruce Bishop Oregon Association of Treatment Centers. Submits (**exhibit b**) and requests an amendment that would extend the same liability insurance coverage to non-profit treatment organizations, including day treatment programs.
- 268 Chair Dalto Requests the perspective of Legislative Counsel.
- 269 Chair Dalto

Notes Bruce Bishop will work with Legislative Counsel to draft the amendment. Closes the public hearing on HB 2254. Adjourns the meeting at 8:54 am.

### **EXHIBIT SUMMARY**

- A. **HB 2243, written testimony, Katherine Bradley, 1 p**
- B. **HB 2254, written testimony, Bruce Bishop, 1 p**