

HOUSE COMMITTEE ON
HEALTH AND HUMAN SERVICES

April 11, 2005 Hearing Room D

8:30 A.M. Tapes 89 – 90

MEMBERS PRESENT: Rep. Billy Dalto, Chair

Rep. Tom Butler, Vice-Chair

Rep. Carolyn Tomei, Vice-Chair

Rep. Gordon Anderson

Rep. Deborah Boone

Rep. Kevin Cameron

Rep. Mitch Greenlick

STAFF PRESENT: Sandy Thiele-Cirka, Committee Administrator

Bradley Campbell, Committee Assistant

MEASURES/ISSUES HEARD:

HB 3219 – Public Hearing

HB 3227 – Public Hearing

HB 3226 – 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.

TAPE/#	Speaker	Comments
TAPE 89, A		
004	Chair Dalto	Calls the meeting to order at 8:41 a.m. Opens the public hearing on HB 3219.

HB 3219 – PUBLIC HEARING

017	Sandy Thiele-Cirka	Administrator. Summarizes HB 3219.
019	Jim Davis	Oregon State Denturist Association, United Seniors of Oregon, Oregon Association for Retired Citizens, Gray Panthers. Submits and reviews written testimony in support of HB 3219(EXHIBIT A). Believes the bill allows for discretion of rules.
101	Joe Coss	Chair, Board of Denture Technology. Submits and reviews written testimony in support of HB 3219 (EXHIBIT B). Discusses educational work; and examination requirements. States the bill establishes a foundation to build reciprocal relationship with other state denturists.
168	Rep. Greenlick	Questions the thousand hours.
174	Coss	Responds, page 1, line 3 of HB 3219(EXHIBIT B).
177	Rep. Greenlick	Request for clarification.
180	Coss	Asks for Ms. Wilson to respond. Summarizes testimony (EXHIBIT B).
199	Susan Wilson	Director, Oregon Health Licensing Office (HLO). Submits and reviews written testimony in support of HB 3219 (EXHIBIT C). Believes the bill will open the door to people who have the required professional abilities.
232	Rep. Greenlick	Questions if there is support in making changes to the qualifications.

237	Wilson	Responds yes, states it will allow HLO to make changes in qualifications.
253	Jane Meyers	Oregon Dental Association (ODA). Submits and reviews written testimony in opposition to HB 3219 (EXHIBIT D). Emphasizes the small number of accredited programs in denture technology.
321	Rep. Tomei	Questions if it is in the best interest of the public.
322	Meyers	Explains there is a philosophical difference in training.
345	Rep. Tomei	Questions if the written exam intentions need revision.
352	Meyers	States the ODA believes denturists should take the exam.
367	Meyers	States if a denturist can't meet the first part of requirements, they can still be given a license if they took a course on the subject.
409	Rep. Cameron	Questions the number of reciprocal agreements between OR and WA.
414	Meyers	Responds there are two accepted.
449	Rep. Cameron	Questions what would be a reasonable process to approve dentures.
458	Meyers	Responds she is not prepared to answer.
483	Rep. Cameron	Makes a clarification of HB 3219.
505	Meyers	Responds in agreement to the clarification.
507	Rep. Butler	Questions the requirements of practical hours denturists need.

TAPE 90 A

031	Meyers	Responds the regional boards decided on the amount of hours. Stresses experience makes denturists better professionals.
047	Ken Holden	

Oregon State Denturist. Testifies in support of HB 3219. Feels it would allow more denturists to practice. States the exam isn't offered on a regular basis. Believes the bill would allow for examination of specific cases. Reiterates many dentists are not trained in dentures.

- 122 Rep. Greenlick Questions the current number of denturists in Oregon.
- 128 Holden Responds Oregon once had 150, but is now at 130.
- 130 Rep. Greenlick Questions if there is a mix of denturist in both urban and rural settings.
- 132 Holden Responds there are denturists across Oregon.
- 136 Chair Dalto Closes public hearing on HB 3219 and opens the public hearing on HB 3226.

HB 3226 – Public hearing

- 140 Sandy Thiele-Cirka Administrator. Summarizes HB 3226.
- 154 Jim Davis Oregon State Denturist Association, United Seniors of Oregon, Oregon Association for Retired Citizens, Gray Panthers. Submits and reviews written testimony in support of HB 3226 (**EXHIBIT E**). Discusses the need for more support of mental health issues and responsible treatment. Addresses seniors and the problems they face with alcohol and depression.
- 315 Chair Dalto Questions for an amendment addressing the fiscal impact.
- 321 Davis Responds HB 3226 is only a policy statement and has no monetary impact.
- 335 Chair Dalto Stresses the need for Mr. Davis to insure the committee there is no fiscal impact.
- 345 Rep. Tomei Questions if senior depression issues develop before retirement.
- 350 Davis Responds elderly depression is a result of seniors being unprepared for retirement.

379	Rep. Tomei	Questions if the suicide is related to terminal illness.
384	Davis	Responds there are multiple reasons for suicide. Highlights that Caucasian males have the highest rate among elderly suicide.
403	Rep. Cameron	Questions how the policy statement will be followed.
410	Davis	Responds there is a hope it will be followed.
436	Rep. Cameron	Questions how the committee can pass a policy and not look at the costs to implement it.
441	Davis	Responds the policy is a general statement.
476	Rep. Cameron	Question if page 1, line 5 of HB 3226 could read, "it is the vision."

TAPE 89, B

012	Davis	Responds the statement could be changed to "it is the vision."
019	Rep. Butler	Shows concern over the Department of Human Services (DHS) response to the bill. Advocates for a more concrete statement in the bill.
044	Davis	Stresses the need to look at issues seniors and ethnic minorities experience.
086	Rep. Greenlick	Questions for impressions Mr. Davis has with the current changes of policy.
100	Davis	Responds the statement is solid.
111	Rep. Greenlick	Questions the fiscal implications of the bill.
120	Davis	Cites testimony (EXHIBIT F).
162	Rep. Greenlick	Questions if the bill is a piece of intergenerational warfare.

174	Davis	Responds no, states his groups are involved with many mental organizations.
191	Rep. Anderson	States that some language problems create concern for him.
213	Davis	Responds the groups would be okay with a fix in the language problems.
227	Rep. Boone	Asks if the programs reach out into the community.
248	Davis	Responds affirmativeley.
258	Wilma Gritton	Board member for the United Seniors of Oregon and Oregon Alliance for Retired Americans. Reads prepared statement in support of HB 3226 (EXHIBIT G). Also supports HB 3227. States something needs to be done to reach out to seniors and ethnic minorities.
343	Verna Portner	Retired Geriatric Nurse and the President of Oregon Alliance for Retired Americans. Testifies in support of HB 3226. Talks about her personal experiences and how HB 3227 will help.
425	Michael Morris	Mental Health Policy Manager for the Office of Mental Health and Addiction Services. Submits and reviews written testimony in support of HB 3226 (EXHIBIT H).

TAPE 90, B

009	Rep. Butler	Questions if there is any discrimination toward age or ethnicity.
021	Morris	Responds no, explains there are increasing needs for assistance in these two groups.
030	Rep. Butler	States testimony of Mr. Morris implies there is discrimination.
036	Chair Dalto	Respond to Rep. Butler and states he sees and interprets the testimony differently. Believes the state is insufficient in the amount of resources given with relation to specific communities. Thinks the policy is advancing commitment to certain communities.
059	Rep. Butler	Responds the state can do a better job with outreach.

- 066 Gina Firman Director of the Association of Community Mental Health Programs. Testifies that HB 3226 is a great bill.
- 093 Rep. Butler Questions if Ms. Firman represents an outreach program.
- 094 Firman Clarifies her program and states the clarification of planning overview programs. Stresses the need to be careful on the wording of the bill.
- 130 Katherine Weit Oregon Developmental Disabilities Council. Supports the concept of the bill. States it only applies to people with physical disabilities, not developmental disabilities.
- 151 Chair Dalto Closes public hearing on HB 3226 and opens the public hearing on HB 3227.

The following prepared testimony is submitted for the records without public testimony:

- 000 Marilyn K. Hinds Governor's Commission on Senior Services. Testifies in support of HB 3226.
- 000 Barbara Nelson Governor's Commission on Senior Services. Testifies in support of HB 3226.

hb 3227 – public hearing

- 162 Jim Davis Oregon State Denturist Association, United Seniors of Oregon, Oregon Association for Retired Citizens, Gray Panthers. Submits and reviews written testimony in support of HB 3227 (**EXHIBIT I**). Wants to remove the fiscal statement. States there are serious road blocks in minorities accessing mental health services. Requests having the Ways and Means referral rescinded.
- 265 Michael Morris Mental Health Policy Manager for the Office of Mental Health and Addiction Services (OMHAS). Submits and reviews written testimony and states OMHAS is neutral on HB 3227 (**EXHIBIT J**).
- 278 Chair Dalto Questions the fiscal implementation.

280	Morris	States he has a fiscal impact figure of \$117, 000.
290	Chair Dalto	Responds he is skeptical of the amount of money.
291	Morris	States he will provide the details on how the figure was calculated.
298	Gina Firman	Director of the Association of Community of Mental Health Programs. Testifies in support of HB 3227.
309	Chair Dalto	Closes the public hearing on HB 3227. Adjourns the meeting at 10:27 a.m.

EXHIBIT SUMMARY

- A. **HB 3219, prepared testimony, Jim Davis, 1 p**
- B. **HB 3219, prepared testimony, Joe Coss, 3 pp**
- C. **HB 3219, prepared testimony, Susan K Wilson, 1 p**
- D. **HB 3219, information highlights, Jane Meyers, 2 pp**
- E. **HB 3226, prepared testimony, Jim Davis, 2 pp**
- F. **HB 3226, Mental Well Being of Elders: Seeking Positive Solutions, Jim Davis, 5 pp**
- G. **HB 3226, prepared testimony, Wilma Gritton, 1 p**
- H. **HB 3226, prepared testimony, Michael Morris, 2 pp**
- I. **HB 3227, prepared testimony, Jim Davis, 3 pp**
- J. **HB 3227, prepared testimony, Michael Morris, 2 pp**

The following prepared testimony is submitted for the records without public testimony:

- K. **HB 3226, prepared testimony, Marilyn K. Hinds, 5 pp**
- L. **HB 3226, prepared testimony, Barbara Nelson, 4 pp**

8:30 A.M. Tapes 71 - 73

MEMBERS PRESENT: Rep. Billy Dalto, Chair

Rep. Tom Butler, Vice-Chair

Rep. Carolyn Tomei, Vice-Chair

Rep. Gordon Anderson

Rep. Deborah Boone

Rep. Kevin Cameron

Rep. Mitch Greenlick

STAFF PRESENT: Sandy Thiele-Cirka, Committee Administrator

Pamella Andersen, Committee Assistant

MEASURES/ISSUES HEARD:

Oregon Alliance for Child Advocacy - Informational Meeting

HB 2640 – Public Hearing

HB 2362 – 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.

TAPE/#	Speaker	Comments
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TAPE 71, A

004	Chair Dalto	Calls the meeting to order at 8:36 a.m. Opens the informational meeting on Oregon Alliance for Child Advocacy.
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Oregon Alliance for child advocacy – INFORMATIONAL MEETING

013	Mary Monnat	President, Oregon Alliance for Child Advocacy. Explains the Alliance and its services.
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053	Janet Arenz	Executive Director, Oregon Alliance for Child Advocacy. Submits and reviews written testimony on child advocacy (exhibit a). Introduces Clark Luster, explaining his background and work.
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080	Clark Luster	President and CEO, Kansas Children’s Service League. Relates his experience that children’s issues cross party lines. Discusses his
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experiences in Kansas, stating desperation combined with strong leadership provokes change. Notes large, tripled increase in adoptions with a dissolution rate of less than two percent compared to twelve percent nationally.

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| 175 | Chair Dalto | Inquires why adoptions fall apart. |
| 176 | Luster | Reports there are many possibilities, noting the average age of adopted children is eleven years old, sibling groups need to be kept together, sometimes there is a poor match, families dissolve, people don't understand the challenges and commitment, etc. Reports Kansas case workers now provide 24-hour responses and foster parents are paid at a rate double the previous amount. Comments one critical outcome is kids are no longer in mental health programs and groups homes, but are in foster care and are adopted. |
| 224 | Chair Dalto | Questions how much the amount paid to foster families influences the outcomes. |
| 230 | Luster | States people do this type of work because of their heart. Notes the goal is to pay enough money that the foster parents don't want to walk away when things get tough. Reports paying a foster parent costs less than a treatment program and allows children to remain connected to their daily lives. Discusses structure of the Kansas system, noting costs were not reduced, but they have better outcomes. Relates the mechanics of the Kansas process and creative components that have been introduced into the system to move children toward permanency. Explains the system is designed around achieving outcomes, and explains how the contractor's rate is reduced based on how long it takes for a child to be released from the system. Discusses the portrait gallery the League moves around the state to motivate people to consider adoption. |
| 403 | Rep. Butler | Asks if Kansas was the first state to enter into a pilot program with federal funds. |
| 425 | Luster | States he is unsure. |
| 435 | Rep. Butler | Asks about medical provisions for special needs children in foster care. |
| 437 | Luster | Responds each child has a Medicaid card, the Department of Education takes care of special education, and mental health costs and in-patient residential costs will be paid by Medicaid in the future. |

TAPE 72, A

- 003 Rep. Butler Questions whether there is a warning system if the state does not see the outcomes they are seeking from a contractor.
- 010 Luster Reports the contractors meet quarterly with the state and the state can take corrective action if needed.
- 019 Rep. Butler Inquires about therapeutic foster care.
- 021 Luster States the League created a model of trained families who can take tough kids and increased payment to them, intensified training, and reduced their caseworker's workload.
- 037 Arenz Clarifies the Alliance is not promoting a particular model, but seeking to look at ideas and pitfalls and develop reasonable expectations for outcomes. States in Kansas the private sector assumes all the risks and must demonstrate effectiveness.
- 099 Chair Dalto Asks Luster what role methamphetamine plays in Kansas.
- 101 Luster Relates methamphetamine is a serious problem particularly in the rural areas. Elaborates on responses within their state.
- 115 Chair Dalto Requests comparison between Kansas and Oregon in terms of the number of methamphetamine-affected kids that enter the foster care system and how their needs are addressed within the League's model.
- 114 Luster Reports their program is geographical, so all problems within their area have to be addressed.
- 122 Rep. Cameron Asks what issues Florida encountered.
- 140 Luster States Florida erroneously thought they had trained people to do the work when they privatized. Notes the new, inexperienced staff created chaos, judges were brought into the process too late, and state workers remained state employees rather than becoming contractors. Changes have been made to balance the program, and state employees are doing prevention, now. Reiterates the importance of communicating with all parties early, and to ensure there is a prepared workforce.

170	Arenz	Interjects some non-profit organizations failed as a result of this process.
179	Rep. Anderson	Questions whether private contracts work.
186	Luster	Believes they work in terms of outcomes, but transitions are difficult. States motivators and incentives are necessary.
194	Rep. Anderson	Inquires regarding the categories of children that were adopted and requests a comparison to Oregon.
203	Luster	Discusses Kansas numbers. Explains the changes the new contract will make with caseworker stability and contractor follow-up.
226	Arenz	Provides comparison with Oregon, stating she does not know the number of children facing adoption.
236	Rep. Anderson	Asks who the private adoption and foster care contractors are.
237	Arenz	Elaborates there are options through the juvenile justice system, and Department of Human Services (DHS). Mentions three agencies in Portland that have private foster care beds.
247	Rep. Greenlick	Inquires how much money was added to the Kansas system by caseworkers handling both child protective services and adoption.
257	Luster	Replies the state-side staff has been reduced by attrition and re-directed toward prevention, but he is unsure of the dollars.
270	Rep. Greenlick	Requests an idea of the magnitude of dollars.
275	Luster	States Kansas has \$125 million in total contracts. Elaborates.
281	Rep. Greenlick	Asks if Oregon could provide a more effective adoption model if they found that much money.
298	Arenz	Lists other services Kansas also provides to children.
323	Chair Dalto	Closes the informational meeting on Oregon Alliance for Child Advocacy. Opens the public hearing on HB 2640.

hb 2640 – PUBLIC HEARING

- 329 Sandy Thiele-Cirka Administrator. Summarizes HB 2640.
- 340 Bruce Bishop Oregon Association of Treatment Centers (OATC). Submits and reviews written testimony in support of HB 2640 (**exhibit b**), noting it will treat residential and day treatment providers alike with respect to accessing liability insurance.
- 373 Rep. Tomei Requests clarification of the existing situation.
- 376 Bishop Explains it would allow them to join a pool to access lower cost coverage.
- 385 Chair Dalto Reports there is no known opposition to this bill, and the committee will be seeking to remove the subsequent referral.
- 405 Larry Tang Polk Adolescent Day Treatment. Mentions the present substantial rate increases this will preclude.
- 408 Thiele-Cirka Requests clarification regarding the reference to HB 2254 on Bishop's written testimony.
- 412 Bishop Clarifies his wish to connect this testimony to the original bill, to bring continuity.
- 418 Chair Dalto Charges Bishop to seek rescindment of the referral.
- 427 Chair Dalto Closes the public hearing on HB 2640. Committee stands at ease from 9:30 a.m. to 9:45 a.m. Opens a public hearing on HB 2362.

hb 2362 – PUBLIC HEARING

- 455 Bob Joondeph Executive Director, Oregon Advocacy Center. Submits and reviews written testimony in support of HB 2362 (**exhibit c**).

TAPE 71, B

- 002 Joondeph

Continues testimony. States the goal is to develop a task force to review how funding and resources can be redesigned with integration for greater efficiency.

026 Mark McKechnie Social Worker, Juvenile Rights Project. Submits and reviews written testimony in support of HB 2362 (**exhibit d**). Discusses Wraparound Milwaukee. Notes the Project works with children with complicated issues, and does so with lower costs due to outcomes and the drastic reduction in hospital care. Discusses costs of three specific clients who have been institutionalized.

Committee stands at ease 9:55 to 10:05 a.m.

173 Rep. Greenlick States HB 2362 creates a task force, and asks the purpose in creating a task force rather than just making suggestions to change the system.

186 McKechnie Relates the objective is to have a group design changes and complete the task, not study the problem.

208 Joondeph Confirms need for a firm plan with support of governmental leaders.

223 Rep. Greenlick Reiterates need for a bill that moves in a direction to improve the system.

225 McKechnie Mentions submitted written testimony of Judge Nan Waller (**exhibit e**), who is also interested in developing a similar approach to Wraparound Milwaukee.

275 Rep. Boone Requests explanation of the Wraparound program.

277 McKechnie Explains the program and the incentives to provide preventive services earlier.

295 Jim Russell Director, Mid-Valley Behavioral Care Network (BCN). Testifies in support of HB 2362. Notes need of collaboration and removal of barriers.

334 Rep. Greenlick Requests an explanation of what the coordinated plan will look like.

368 McKechnie

Notes the pooled fund in Minnesota and the need to borrow benchmarks from other states on how to coordinate services and funding effectively.

- 408 Rep. Butler Asks if there is a state with an effective model Oregon can borrow while the study is being conducted.
- 418 McKechnie Replies each state is unique in how they address these issues and some models could not be adapted to Oregon.
- 445 Joondeph Discusses statutory structures of other states, and need to obtain buy-in from agencies involved.

TAPE 72, B

- 003 Rep. Butler Asserts if Oregon's statutory structure is not designed to accomplish the job, changes need to be made.
- 028 Rep. Anderson Reads into record a recommendation by George Longden (**exhibit F**).
- 054 Madeline Olson Assistant Administrator, Office of Mental Health & Addiction Services (OMHAS), Department of Human Services (DHS). Submits and reviews written testimony on HB 2362 (**exhibit g**), noting concern regarding the necessary funding for staff to implement the requirements. Because of the intricacies of funding and the federal strings attached, the Director would need additional staff expertise.
- 112 Kristen Anderson Parent of mentally ill child. Submits and reviews written testimony in support of HB 2362 (**exhibit h**). Relates mental health issues of her nine-year-old son. Notes the costs to the community and that lack of coordination of services prevents her son from receiving the services he needs. Recommends the bill be amended to design coordination rather than study the issue.
- 161 Jimmy Boyer Uncle of mentally ill youth. Reads testimony of mentally ill niece and her experiences (**exhibit i**). Supports HB 2362.
- 237 David Hitt Brother of mentally ill adult. Submits and reviews written testimony in support of HB 2362 (**exhibit j**). Shares story of personal and family recovery following drug use and loss of parental rights. Notes the people who helped them through recovery. Relates the experience of his mentally ill brother who has been in and out of the mental health

system with no coordination of treatment, no continuing team and no structure.

- 358 Bruce Bishop Oregon Association of Treatment Centers. Testifies in support of HB 2362. Recommends an amendment.
- 416 Angela Kimball Parent of mentally ill child. Submits and reviews written testimony in support of HB 2362 (**exhibit k**). Relates personal experiences.
- 446 Jeanne Schultz Director, Oregon Family Support Network. Submits and reviews written testimony in support of HB 2362 (**exhibit l**). Lists valuable outcomes of streamlining.

TAPE 73, a

- 015 Chris Krenk President and CEO Albertina Kerr Centers. Submits and reviews written testimony in support of HB 2362 (**exhibit m**). Elaborates on the possible outcomes of the task force.
- 056 Janet Urton Parent of mentally ill children. Submits and reviews written testimony in support of HB 2362 (**exhibit n**). Notes her experiences as a parent of mentally ill children and an educator.
- 075 Chair Dalto Inquires how HB 2362 will further coordination of services for her children.
- 082 Urton States the bill would allow creation of a blueprint for action that allows flexibility of funding and programming.
- 105 Jessica Stevens Service Employees International Union (SEIU). Testifies in support of HB 2362. Recommends a representative of employees be included in the task force. Addresses Rep. Butler's earlier question about the intervening 18-month period. Discusses concept of funding following children rather than individualized contracts.
- 125 Randy Franke Coalition of County Children and Families Commissions. Testifies coalition has not taken a position on HB 2362. Recommends legislative team makeup. Notes there is no coalition member on the committee in the bill.
- 165 Chair Dalto Closes the public hearing on HB 2362. Adjourns the meeting at 11:00 a.m.

The following prepared testimony is submitted for the records without public testimony:

Angela Kimball	Written testimony from Catherine Mains in support of HB 2362 (exhibit o).
Angela Kimball	Written testimony from Association of Oregon Community Mental Health Programs in support of HB 2362 (exhibit p).
Janet Arenz	Written testimony in support of HB 2362 (exhibit q).

EXHIBIT SUMMARY

- A. **Oregon Alliance for Child Advocacy, written testimony, articles and reports, Janet Arenz, 10 pp**
- B. **HB 2640, written testimony, Bruce Bishop, 1 p**
- C. **HB 2362, written testimony, Bob Joondeph, 2 pp**
- D. **HB 2362, written testimony, Mark McKechnie, 5 pp**
- E. **HB 2362, written testimony of Judge Nan Waller, Mark McKechnie, 3 pp**
- F. **HB 2362, email testimony of George Longden, Rep. Gordon Anderson, 1 p**
- G. **HB 2362, written testimony, Madeline Olson, 2 pp**
- H. **HB 2362, written testimony, Kristen Anderson, 2 pp**
 - I. **HB 2362, written testimony of his niece, James Boyer, 1 p**
 - J. **HB 2362, written testimony David Hitt, 2 pp**
- K. **HB 2362, written testimony, Angela Kimball, 2 pp**
- L. **HB 2362, written testimony, Jeanne Schultz, 1 p**
- M. **HB 2362, position paper of Children's Array of Psychiatric Programs, Chris Krenk, 2 pp**
- N. **HB 2362, written testimony, Janet Urton, 2 pp**

The following prepared testimony is submitted for the records without public testimony:

- O. **HB 2362, written testimony of Catherine Mains in support, Angela Kimball, 1 p**
- P. **HB 2362, written testimony of Association of Oregon Community Mental Health Programs in support, Angela Kimball, 1 p**
- Q. **HB 2362, written testimony, Janet Arenz, 1 p**