

## SENATE COMMITTEE ON HEALTH POLICY

March 28, 2005  
1:00 P.M.

Hearing Room B  
Tapes 47 - 48

**MEMBERS PRESENT:** Sen. Laurie Monnes Anderson, Chair  
Sen. Jeff Kruse, Vice-Chair  
Sen. Peter Courtney  
Sen. Gary George  
Sen. Bill Morrisette

**STAFF PRESENT:** Rick Berkobien, Committee Administrator  
Brittany Kenison, Committee Assistant

**MEASURES/ISSUES HEARD:**  
SB 771 – Public Hearing  
SB 704 – Public Hearing  
SB 824 – Public Hearing

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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.

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TAPE/#	Speaker	Comments
<b>TAPE 47, A</b>		
003	Chair Monnes Anderson	Calls the meeting to order at 1: 03 p.m. Opens a public hearing on SB 771.
<b><u>SB 771 - PUBLIC HEARING</u></b>		
007	Rick Berkobien	Committee Administrator. Explains SB 771 and introduces the - 1 amendments <b>(EXHIBIT A)</b> . Submits written testimony on behalf of Charles Wright, Lane County Chapter of the National Alliance for the Mentally Ill (NAMI), in opposition to SB 771 <b>(EXHIBIT B)</b> .
015	Sen. Morrisette	Provides further explanation of the -1 amendments for SB 771.
020	Chair Monnes Anderson	Comments on her support of the bill.
040	Robert Nikkel	Administrator, State Office of Mental Health and Addiction Services. Submits and presents written testimony in support of SB 771 <b>(EXHIBIT C)</b> .
052	Sen. Morrisette	Asks to clarify that there is no fiscal impact.
059	Nikkel	States that there will be no fiscal impact. Explains.
062	Chair Monnes Anderson	Comments that the Legislative Fiscal Office will not rescind the referral to Ways and Means. States that a work session will not be held until the issue has been resolved.
065	Sen. Kruse	Refers to Nikkel's testimony regarding past budget cuts eliminating programs. Asks for an explanation of how the department can absorb the cost with continued budget cuts.
068	Nikkel	Explains why there would be no fiscal impact to the department.
075	Sen. Kruse	Clarifies Nikkel's statement.
080	Nikkel	Affirms Sen. Kruse's clarification.
083	Gina Firman	Director, Association of Oregon Community Mental Health Programs. Testifies in support of SB 771.
095	Sen. Kruse	Asks to explain why 15 to 25 council members are needed, as

		stated in the -1 amendments. Comments that it could be less productive with such a large number.
100	Nikkel	Answers question.
120	Becky Childs	Consumer Survivor, Mental Health Services, Portland, Oregon. Submits and presents written testimony in support of SB 771 with the -1 amendments <b>(EXHIBIT D)</b> .
185	Ann Kasper	Consumer, Mental Health Services, Portland, Oregon. Testifies in support of SB 771.
200	Robert Drake	Community Liaison, Safe, Inc., Eugene, Oregon. Submits and presents written testimony in support of SB 771 <b>(EXHIBIT E)</b> .
250	Ewbank	Continues testifying in support of SB 771.
285	Donita Diamata	Consumer, Mental Health Services, Portland, Oregon. Testifies in support of SB 771.
310	Betty Naueste Turner	Consumer, Mental Health Services, Portland, Oregon. Testifies in support of SB 771.
323	Rick Snook	Board of Directors, Empowerment Initiatives. Submits and presents written testimony in support of SB 771 <b>(EXHIBIT F)</b> .
370	Snook	Continues to testify in support of SB 771.
430	Ona Palmer	Consumer, Mental Health Services, Portland, Oregon. Testifies in support of SB 771.
<b>TAPE 48, A</b>		
010	John Haines	Citizen, Portland, Oregon. Testifies in support of SB 771.
070	Kappy Eaton	Governance Chair, League of Women Voters, Oregon. Submits and presents written testimony in support of SB 771 with the -1 amendments <b>(EXHIBIT G)</b> .
125	Tami Wainer	Citizen, Oregon. Testifies in support of SB 771.
150	Crucita White	Consumer, Mental Health Services. Testifies in support of SB 771.
190	Bob Joondeph	Director, Oregon Advocacy Center. Testifies in support of SB 771.
215	Ryan Hamit	Consumer, Mental Health Services. Testifies in support of SB 771.
230	David Rompran	Mind Freedom. Testifies in support of SB 771.
295	Pat Risser	Consumer Survivor, Mental Health Services. Testifies in support of SB 771.
345	Risser	Continues to testify in support of SB 771.
395	Chair Monnes Anderson	Closes the public hearing on SB 771 and opens a public hearing on SB 704.

#### **SB 704 – PUBLIC HEARING**

420	Rick Berkobien	Committee Administrator. Explains the bill.
430	Rep. Gary Hansen	House District 44. Testifies in support of SB 704.
450	Sen. Jeff Kruse	Senate District 1. Testifies in support of SB 704.
<b>TAPE 47, B</b>		
030	Sen. Margaret Carter	Senate District 22. Submits and presents written testimony in support of SB 702 <b>(EXHIBIT H)</b> .
065	Chair Monnes Anderson	Asks for the clarification of the current procedure for inmates who enter into the state system on medication.
067	Sen. Carter	Answers question.
070	Sen. Kruse	Comments on the intent of the bill to help with the transition of inmates.
080	Sen. Carter	Clarifies that the bill does not ask for specialized care. Comments on the intent of the bill.

095	Sen. Ted Ferrioli	Senate District 30. Submits and presents written testimony on behalf of Sen. Jackie Winters, Senate District 10, in support of SB 704 <b>(EXHIBIT I)</b> .
135	Jeffrey Davis	Executive Director, Oregon Partners in Crisis. Submits and presents written testimony with a neutral position on SB 704 <b>(EXHIBIT J)</b> .
175	Angela Kimble	Association of Oregon Community Mental Health Programs. Testifies with a neutral position on SB 704.
195	Theresa Shelby	Oregon Psychiatric Association. Testifies with a neutral position on SB 704.
245	Shelby	Continues testifying on SB 704.
285	Sen. Morrisette	Asks to clarify how the bill will limit the choice of medication.
287	Shelby	Answers.
290	Sen. Morrisette	States that the general idea is not to limit medications.
291	Shelby	Affirms.
294	Sen. Kruse	Comments on the intent and language of the bill.
310	David Pollock	Medical Director, Office of Mental Health and Addiction Services, Oregon Department of Human Services. Testifies in opposition to SB 704.
360	Pollock	Continues testifying in opposition of SB 704. States that he is willing to work on amendments to clarify language.
405	Sen. Kruse	Asks if Pollock is familiar with the Missouri program.
408	Pollock	Answers, yes. Elaborates.
425	Sen. Kruse	Comments on the intent of the bill. States that he would be interested to see what language Pollock would prefer.
435	Sen. Morrisette	Comments on the word “may” in the bill.
450	Arthur Tolan	Administrator, Counseling and Treatment Services, Department of Corrections. Submits and presents written testimony in opposition to SB 704 <b>(EXHIBIT K)</b> .

**TAPE 48, B**

020	Tolan	Continues testifying in opposition to SB 704.
050	Sen. Morrisette	Asks about the intent of the word “may” in the bill.
055	Tolan	States that he does not know the answer.
070	Sen. Kruse	Comments on his confusion by the testimony given about the fiscal impact. Asks for further explanation.
075	Pollock	Provides explanation.
095	Sen. Kruse	Remarks that he understands Pollock’s explanation and that the fiscal impact could be potential.
100	Pollock	States that there are concerns about the ambiguity of the bill.
103	Mary McCarthy	MD, Oregon Psychiatric Association. Testifies in opposition to SB 704.
135	Sen. George	Asks how there could be a fiscal impact.
138	McCarthy	Provides speculation.
145	Sen. George	Asks if adding the wording “prescribing professionals” in the bill would help.
147	McCarthy	Answers, yes. Re-states concerns.
155	Chair Monnes Anderson	Closes the public hearing on SB 704 and opens a public hearing on SB 824.

**SB 824 – PUBLIC HEARING**

165	Jeanene Smith	MD, MPH, Office for Oregon Health Policy and Research. Submits PowerPoint presentation, “Oregon Health Research & Evaluation Collaborative: Initial Evaluation Results of the Impact of Oregon Health Plan (OHP) Copay and Premium Changes” with a neutral position on SB 824 <b>(EXHIBIT L)</b> .
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215	Smith	Continues reviewing presentation.
240	Sen. Kruse	Asks to verify that the categoricals are not included.
243	Smith	Responds. Elaborates.
245	Sen. Kruse	Points out that there are no premiums with categoricals.
250	Sen. Frank Shields	Senate District 24. Testifies in support of SB 824.
280	Christie Jamison	Safety Net Clinic, Portland, Oregon. Testifies in support of SB 824.
330	Jamison	Summarizes and concludes.
350	John Duke	Community Clinic, Portland, Oregon. Testifies in support of SB 824.
400	Chair Monnes Anderson	Closes the public hearing on SB 824. Adjourns the meeting at 2:59 p.m.

## **EXHIBIT SUMMARY**

- A. SB 771, -1 amendments, staff, 4 pp**
- B. SB 771, written testimony of Charles Wright, staff, 2 pp**
- C. SB 771, written testimony, Robert Nikkel, 2 pp**
- D. SB 771, written testimony, Becky Childs, 18 pp**
- E. SB 771, written testimony, Robert Drake Ewbank, 4 pp**
- F. SB 771, written testimony, Rick Snook, 4 pp**
- G. SB 771, written testimony, Kappy Eaton, 1 p**
- H. SB 704, written testimony, Sen. Margaret Carter, 3 pp**
- I. SB 704, written testimony of Sen. Jackie Winters, Sen. Ted Ferrioli, 2 pp**
- J. SB 704, written testimony, Jeffrey Davis, 1 p**
- K. SB 704, written testimony, Arthur Tolan, 2 pp**
- L. SB 824, written testimony, Jeanene Smith, 5 pp**