

SENATE COMMITTEE ON HUMAN SERVICES

February 15, 2005
3:00 P.M.

Hearing Room D
Tapes 18 - 19

MEMBERS PRESENT: Sen. Bill Morrisette, Chair
Sen. Jeff Kruse, Vice-Chair
Sen. Rick Metsger
Sen. Laurie Monnes Anderson
Sen. Charles Starr

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

MEASURES/ISSUES HEARD:
SB 443 – Public Hearing
SB 98 – Public Hearing and Work Session
SB 430 – 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 18, A		
003	Chair Morrisette	Calls the meeting to order at 3:07 p.m. Opens public hearing on SB 443.
<u>SB 443 - PUBLIC HEARING</u>		
015	Bill Markham	Former Representative, Roseburg, Oregon. Submits and presents written testimony in support of SB 443 (EXHIBIT A).
065	Markham	Continues to discuss support of SB 443.
115	Markham	Summarizes and concludes.
125	Sen. Kruse	Asks Markham to address the bill's outcome with amendments.
135	Markham	Explains that the amendments are not ready, but provides explanation.
140	Sen. Kruse	Comments on his support of the bill.
145	Sen. Ben Westlund	Senate District #27. Testifies in support of SB 443. Notes that no fiscal impact is involved.
165	Sen. Alan Bates	Senate District #03. Testifies in support of SB 443. Also explains what the amendment will do.
195	Sen. Kruse	Alleges that the involvement of the community will be the most effective to engage interest in the free clinics.
205	Sen. Monnes Anderson	Comments on her work in a free clinic in Virginia. Asks to address how the bill will protect volunteer doctors in the free clinics from law suits for inadequate treatment.
240	Chair Morrisette	Also asks the witness to address how the clinic will be protected.
243	Sen. Bates	Answers that they may be covered under the Good Samaritan act with immunity for the physician. Also explains what happens to the patient.
270	Markham	Provides examples of treatments and adds that they can be referred. Reads a quote from Dr. Bruce Goldberg on a report of uninsured versus insured patients.
295	Rick Berkobien	Committee Administrator. Refers to the preliminary Staff

305	Sen. Westlund	Measure Summary (SMS) report that addresses question of how the physician and clinic are protected.
320	Sen. Monnes Anderson	Explains that patients with serious conditions will be referred. Comments on the free clinic in Vancouver, Washington. Comments that she would like information from the clinic to identify their limitations with patients.
330	Sen. Starr	Comments on his support of the bill. Remarks on getting citizens more involved in the community.
360	Sen. Kruse	Clarifies that the bill does not add clinics, just practitioners.
380	Sen. Bates	Comments that patients who attend free clinics usually are more apt to finding and addressing problems that are not related to the original reason of visit. States that that scenario is more likely than for a physician to miss a problem.
410	Chair Morrisette	Comments that a work session will be held when they have amendments.
TAPE 19, A		
005	Chair Morrisette	Closes public hearing on SB 443 and opens public hearing on SB 98.
<u>SB 98 – PUBLIC HEARING</u>		
010	Rick Berkobien	Committee Administrator. Explains bill and introduces -1 amendments (EXHIBIT B) .
020	Chair Morrisette	Seeing no witnesses, closes public hearing and opens work session on SB 98.
<u>SB 98 – WORK SESSION</u>		
025	Sen. Kruse	MOTION: Moves to ADOPT SB 98-1 amendments dated 2/14/05.
026		VOTE: 5-0-0
	Chair Morrisette	Hearing no objection, declares the motion CARRIED.
027	Sen. Kruse	MOTION: Moves SB 98A to the floor with a DO PASS AS AMENDED recommendation.
027		VOTE: 5-0-0
	Chair Morrisette	Hearing no objection, declares the motion CARRIED.
		SEN. METSGER will lead discussion on the floor.
029	Chair Morrisette	Closes work session on SB 98 and opens a public hearing on SB 430.
<u>SB 430 – PUBLIC HEARING</u>		
035	Rick Berkobien	Committee Administrator. Explains bill and introduces the -1 amendments (EXHIBIT C) .
055	Grover Simmons	Independent Adult Foster Care Association. Testifies in support of SB 430.
105	Simmons	Continues to discuss support of SB 430.
110	Chair Morrisette	Asks Simmons to confirm that additional amendments are needed.
115	Simmons	Affirms. Explains the changes that the new amendment will make.
135	Chair Morrisette	Comments to Simmons on his dedication to the association.
136	Meredith Cote	Director, Office of the Long-Term Care Ombudsman, Oregon Department of Human Services. Submits and presents written testimony of SB 430 (EXHIBIT D) . Addresses concerns with the bill to be addressed with another amendments.
170	Chair Morrisette	Remarks on administrative rules.
177	Cote	Notes agreement with the Chair. Adds that the long term care and resident care has changed and the bill does not address that

185	Cindy Hennum	flexibility. Office of Licensing and Quality Care, Oregon Department of Human Services. Expresses agreement with Cote on concerns of bill and will address them with Simmons.
200	Sen. Monnes	Notes that no caregivers have testified. Comments that she has many questions to ask how it will impact the foster care homes.
215	Anderson Chair Morrisette	Comments on effectiveness of foster care homes and workers. States that no work session will be held.
225	Sen. Metsger	Notes agreement with Sen. Monnes Anderson, and has concerns over the caregivers as well.
255	Chair Morrisette	Closes public hearing on SB 430. Adjourns meeting at 3:54 p.m.

EXHIBIT SUMMARY

- A. SB 443, written testimony, Bill Markham, 3 pp**
- B. SB 98, -1 amendments, staff, 1 p**
- C. SB 430, -1 amendments, staff, 1 p**
- D. SB 430, written testimony, Meredith Cote, 1 p**