

SENATE COMMITTEE ON HUMAN SERVICES

March 29, 2005
3:00 P.M.

Hearing Room D
Tapes 44 - 45

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 605 – Public Hearing
 SB 778 – Public Hearing and Work Session

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.

<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
TAPE 44, A		
003	Chair Morrisette	Calls the meeting to order at 3:08 p.m. Opens a public hearing on SB 443.
<u>SB 443 – PUBLIC HEARING</u>		
010	Rick Berkobien	Committee Administrator. Explains the bill and introduces the -2 amendments (EXHIBIT A).
025	Sen. Alan Bates	Senate District 3. Testifies in support of SB 443 with the -2 amendments.
055	Sen. Bates	Discusses desire to revise the -2 amendments.
062	Sen. Ben Westlund	Senate District 27. Testifies in support of SB 443 with the -2 amendments.
105	Sen. Monnes Anderson	Asks if the bill would take into account nurses and physician assistants.
112	Sen. Westlund	Answers question.
115	Sen. Bates	Provides further explanation.
130	Bill Markam	Former State Representative. Testifies in support of SB 443.
135	Sen. Kruse	Refers to the -2 amendments, section one (1), line five (5) through ten (10). Asks why the definition of health clinic is added if it is already in statute.
160	Sen. Bates	Notes that the -2 amendments were just released, and he has not had time to review them.
170	Sen. Kruse	Comments on the need to make sure that the definition is not being changed.
171	Sen. Bates	States that he agrees with Sen. Kruse's comment. States that he will make the change.
174	Sen. Westlund	Comments on the language of the bill.
180	Sen. Kruse	Discusses possible effects of the definition.
190	Kathleen Haley	Executive Director, Oregon Board of Medical Examiners. Testifies in support of SB 443 with the -2 amendments.

200	Chair Morrisette	Asks if Haley would support the expansion of similar bills.
205	Haley	States that she cannot comment.
225	Ron Carver	M.D. Medical Director, Volunteers in Medicine Clinic of the Cascades, Bend, Oregon. Submits and presents written testimony in support of SB 443 (EXHIBIT B).
275	Carver	Continues testifying in support of SB 443.
325	Carver	Continues testifying in support of SB 443.
355	Sen. Monnes Anderson	Asks if there is an issue with volunteers who are not retired.
367	Carver	Answers question.
385	Chair Morrisette	Asks Haley to comment on adding volunteers who are not retired to the bill.
393	Haley	Explains the position of the Oregon Board of Medical Examiners and addresses how SB 443 with the -2 amendments will accomplish the Chair's suggestion.
410	Chair Morrisette	Asks to confirm which bill Haley is referring to.
412	Haley	Answers, SB 443 with the -2 amendments.
415	Chair Morrisette	Clarifies that without the -2 amendments, Carver's suggestion cannot be done.
420	Haley	Affirms.
422	Chair Morrisette	Asks if she would support Carver's suggestion added to the bill.
430	Haley	Answers question.
440	Carver	Comments on the licensing fees Haley referred to.
445	Haley	Remarks that the bill would not require the examination Carver referred to.

TAPE 45, A

003	Sen. Kruse	Comments on the intent of the bill.
007	Sen. Monnes Anderson	States that she is in support of the bill. Comments on Carver's suggestions. States that she would like to monitor the progress first.
017	Chair Morrisette	States that he would like to consider Carver's comments as a bill, instead of an amendment. Closes the public hearing on SB 443 and opens a public hearing on SB 605.

SB 605 – PUBLIC HEARING

040	Barney Speight	Administrator, Office of Medial Assistance Programs (OMAP). Testifies with a neutral position to SB 605 and introduces the -2 amendments (EXHIBIT C).
065	Sen. Kruse	Refers to line eighteen (18) of the bill. Asks about intent of the language used.
070	Speight	Provides explanation.
098	Sen. Kruse	Clarifies the question and which language he was referring to. Provides an example.
110	Speight	States that he cannot answer. States agreement that there may be some unclear definitions.
118	Sen. Monnes Anderson	Discusses clinics and the different types of patients they serve.
130	Sen. Ben Westlund	Senate District 27. States that he will receive clarification for SB 605 regarding Sen. Monnes Anderson's concern.
140	Sen. Kruse	Discusses the wording that makes the language unclear.
147	Sen. Westlund	Comments on the language Sen. Kruse referred to.
150	Sen. Speight	Provides further explanation.
160	Chair Morrisette	Asks about the fiscal impact for SB 605.
165	Speight	States that with the deletion of lines 8-10, there will be no fiscal impact.

170	Chair Morrisette	Closes the public hearing on SB 605 and stands the meeting at ease.
175	Chair Morrisette	Reconvenes the meeting. Opens a public hearing on SB 778.
<u>SB 778 – PUBLIC HEARING</u>		
177	Rick Berkobien	Committee Administrator. Introduces the -3 amendments (EXHIBIT D) .
180	Rep. Tom Butler	House District 60. Testifies in support of SB 778 with the -3 amendments.
240	Irv Fletcher	Legislative Assistant, Representative Brad Witt, House District 31. Submits and presents written testimony on behalf of Rep. Witt in support of SB 778 (EXHIBIT E) .
260	Rep. George Gilman	House District 55. Testifies in support of SB 778.
285	Ed Patterson	Executive Director, Oregon Rural Health Association. Submits and presents written testimony in support of SB 778 with the -3 amendments (EXHIBIT F) .
340	Sen. Kruse	Comments on the different laws and regulations used in the bill.
345	Patterson	Comments on the process in the Legislative Counsel office. Continues to testify in support of SB 778 with the -3 amendments.
395	Patterson	Continues to testify in support of SB 778 with the -3 amendments.
445	Patterson	Continues to testify in support of SB 778 with the -3 amendments.
TAPE 44, B		
003	Karen Whitaker	Director, Office of Rural Health, Oregon Health and Science University (OHSU). Submits and presents written testimony in support of SB 778 with the -3 amendments (EXHIBIT G) .
035	Chair Morrisette	Comments that they have been working with the Oregon Department of Transportation. Discusses how traffic will increase over the next few years.
050	Whitaker	Affirms Chair's statement. Elaborates on why deaths occur on rural roads.
085	Whitaker	Continues to testify in support of SB 778 with the -3 amendments.
135	Whitaker	Continues to testify in support of SB 778 with the -3 amendments.
185	Whitaker	Addresses concerns about funding sources for SB 778.
190	Chair Morrisette	Comments on prior discussions about a foundation grant for rural areas in the Southwest section of the United States. Discusses finding and investing grants for Oregon's rural areas.
250	Sen. Kruse	Comments on the intent of the bill.
270	Donald Nyberg	MD, Health Facilities Consultant. Testifies in support of SB 778. Discusses the review process and results for hospitals.
320	Nyberg	Continues discussing the review process and results for hospitals in Oregon.
370	Nyberg	Continues discussing the review process and results for hospitals in Oregon.
430	Nyberg	Concludes testimony.
TAPE 45, B		
003	Chair Morrisette	Comments on the rural hospitals and Nyberg's testimony.
020	Ken Armstrong	Oregon Volunteer Fire Fighters Association. Testifies in support of SB 778.
035	Ellen Lowe	Legislative Advocate, Oregon Food Bank. Low Income Clients of the Oregon Law Center. United Way of the

065	Chair Morrisette	Columbia/Willamette. Testifies in support of SB 778. States that Lowe should convey her feelings to Sen. Monnes Anderson when she returns.
075	Angie Dukes	Coalition for a Healthier Oregon. Testifies in opposition to SB 778.
085	Charles Crispin	M.D., Pediatrician, Grants Pass, Oregon. Testifies in opposition to SB 778.
150	Chair Morrisette	States that the bill will have to be referred to the Ways and Means committee.
158	Sen. Kruse	Comments that money from the tobacco tax will not be used. Comments on funding sources.
175	Ruby Haughton	CareOregon, Inc. Testifies in opposition to SB 778. States concerns with the bill.
255	Chair Morrisette	Discusses a new program with the Ford Foundation which distributes grants to rural areas.
262	Haughton	Continues to testify in opposition to SB 778.
265	Chair Morrisette	Speaks about the bill relating to solving the wrap-around payment issue. Closes the public hearing and opens a work session on SB 778.

SB 778 – WORK SESSION

275	Sen. Kruse	MOTION: Moves to ADOPT SB 778-3 amendments dated 3/24/05.
279	Sen. Monnes Anderson	States why she will vote aye for the bill, but that it does not ensure that the bill will find guaranteed funding.
287	Chair Morrisette	Comments on Ellen Lowe’s concerns.
292		VOTE: 5-0-0
	Chair Morrisette	Hearing no objection, declares the motion CARRIED.
294	Sen. Kruse	MOTION: Moves SB 778 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
		VOTE: 5-0-0
	Chair Morrisette	Hearing no objection, declares the motion CARRIED.
305	Chair Morrisette	Closes the work session on SB 778 and adjourns the meeting at 5:02 p.m.

EXHIBIT SUMMARY

- A. SB 443, -2 amendments, staff, 2 pp**
- B. SB 443, written testimony, Ron Carver, 18 pp**
- C. SB 605, -2 amendments, Barney Speight, 1 p**
- D. SB 778, -3 amendments, staff, 2 pp**
- E. SB 778, written testimony of Rep. Brad Witt, Irv Fletcher, 1 p**
- F. SB 778, written testimony, Ed Patterson, 8 pp**
- G. SB 778, written testimony, Karen Whitaker, 6 pp**