

SENATE COMMITTEE ON HUMAN SERVICES

April 12, 2005
3:00 P.M.

Hearing Room D
Tape 61

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

MEMBER EXCUSED: Sen. Rick Metsger

STAFF PRESENT: Rick Berkobien, Committee Administrator
Dawn Tusso, Committee Assistant

MEASURES/ISSUES HEARD:

HB 2442 – Public Hearing and Work Session
HB 2244 – Public Hearing and Work Session
HB 2251 – Public Hearing and Work Session
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.

TAPE/#	Speaker	Comments
TAPE 61, A		
003	Chair Morrisette	Calls the meeting to order at 3:04 p.m. Opens a public hearing on HB 2442.
<u>HB 2442 – PUBLIC HEARING</u>		
008	Rick Berkobien	Committee Administrator. Gives overview of HB 2442.
012	Rep. Tom Butler	Represents House District 60. Testifies in support of HB 2442.
034	Sen. Kruse	Asks how Rep. Butler found the problem.
036	Rep. Butler	Explains.
046	Chair Morrisette	Closes public hearing and opens work session on HB 2442.
<u>HB 2442 – WORK SESSION</u>		
048	Sen. Kruse	MOTION: Moves HB 2442 to the floor with a DO PASS recommendation.
		VOTE: 3-0-2
		EXCUSED: 2 - Sen. Metsger, Sen. Monnes Anderson
		(See tape 61 at 364, page 4 of these minutes)
	Chair Morrisette	Hearing no objection, declares the motion CARRIED.
		SEN. MORRISETTE will lead discussion on the floor.
054	Chair Morrisette	Closes work session and opens public hearing on HB 2244.
<u>HB 2244 – PUBLIC HEARING</u>		
060	Rick Berkobien	Committee Administrator. Gives overview of HB 2244.
075	Chair Morrisette	Talks about HB 2244.
091	Sen. C. Starr	Feels that HB 2244 should be moved to the Senate floor with a do pass recommendation.
095	Chair Morrisette	Closes public hearing and opens work session on HB 2244.
<u>HB 2244 – WORK SESSION</u>		
096	Sen. Kruse	MOTION: Moves HB 2244 to the floor with a DO PASS recommendation.

Chair Morrisette

106 Chair Morrisette
HB 2251 – PUBLIC HEARING
 112 Rick Berkobien
 126 Sen. C. Starr
 133 Chair Morrisette
HB 2251 – WORK SESSION
 134 Sen. Kruse

VOTE: 3-0-2
EXCUSED: 2 - Sen. Metsger, Sen. Monnes Anderson
(See tape 61 at 350, page 3 of these minutes)
Hearing no objection, declares the motion CARRIED.
SEN. C. STARR will lead discussion on the floor.
 Closes work session and opens public hearing on HB 2251.

Committee Administrator. Gives overview of HB 2251.
 Comments on HB 2251.
 Closes public hearing and opens work session on HB 2251.

MOTION: Moves HB 2251 to the floor with a DO PASS recommendation.

Chair Morrisette

143 Chair Morrisette
HB 2254 – PUBLIC HEARING
 145 Rick Berkobien
 155 Bruce Bishop

176 Sen. C. Starr

185 Bishop

202 Sen. C. Starr

205 Bishop

216 Sen. C. Starr
 221 Chair Morrisette

222 Bishop
 223 Chair Morrisette

225 Bishop
 227 Chair Morrisette
 230 Bishop
 235 Chair Morrisette
 239 Sen. Kruse
 250 Bishop
 263 Chair Morrisette
 266 Bishop
 271 Berkobien
 275 Bishop

VOTE: 3-0-2
EXCUSED: 2 - Sen. Metsger, Sen. Monnes Anderson
(See tape 61 at 357, page 3 of these minutes)
Hearing no objection, declares the motion CARRIED.
SEN. C. STARR will lead discussion on the floor.
 Closes work session and opens public hearing on HB 2254.

Committee Administrator. Gives overview of HB 2254.
 Oregon Association of Treatment Centers. Testifies in opposition to HB 2254 as drafted. Talks about problems with HB 2254.
 Submits written testimony for the record **(EXHIBIT A)**.
 Says that Legislative Counsel has instructed that the relating clause is carefully drawn and cannot be modified. Feels that HB 2254 cannot be amended.
 Believes that the statute that is being amended specifies that a private child care agency can obtain insurance under specific conditions.
 Asks for clarification regarding whether or not psychiatric treatment is being provided in the centers for individuals other than children.
 Replies that the day treatment programs provide psychiatric treatment for children only.
 Comments that HB 2254 should not be moved today.
 Asks Bishop if he is familiar with the Child Center in Lane County.
 Replies yes.
 Asks if he is familiar with the Star Jasper Mountain Center in Lane County.
 Replies yes.
 Clarifies Bishop's request.
 Replies yes and explains.
 Comments on the treatment centers.
 Asks about line 6 of HB 2254.
 Explains.
 Asks what the origin is between the two organizations.
 Explains.
 Asks what kind of liability issues there have been.
 Explains that the day treatment programs are non profit organizations which are responsible for getting their own liability insurance.

282	Berkobien	Asks if he knows what the difference in cost would be if HB 2254 was passed.
285	Bishop	Replies that he does not know the answer.
294	Chair Morrisette	Asks if Star Jasper Mountain is a non-profit organization.
295	Bishop	Replies yes.
297	Chair Morrisette	Comments that their liability is for 24 hours a day.
300	Sen. Kruse	Comments on possible amendments to HB 2254.
307	Bishop	Responds.
311	Sen. Kruse	Expresses problem with definition.
319	Bishop	Explains that his reading of the statute is that it is addressing two types of childcare facilities.
325	Sen. Kruse	Asks if he qualifies under that definition.
326	Bishop	Replies yes.
331	Sen. Kruse	Says he is unclear on the definitions.
336	Chair Morrisette	Closes public hearing on HB 2254.
337	Sen. Monnes Anderson	Asks for permission to vote.
340	Chair Morrisette	Re-opens work session on HB 2244 to allow Sen. Monnes Anderson to vote.

HB 2244 – WORK SESSION

348	Sen. Kruse	MOTION: Requests unanimous consent that the rules be SUSPENDED to allow SEN. MONNES ANDERSON to BE RECORDED as voting AYE on the motion to move HB 2244 to the floor with a DO PASS recommendation.
349		VOTE: 4-0-1
	Chair Morrisette	EXCUSED: 1 - Sen. Metsger
		Hearing no objection, declares the motion CARRIED.
350		VOTE: 4-0-1
	Chair Morrisette	EXCUSED: 1 - Sen. Metsger
		(See tape 61 at 096, page 2 of these minutes)
		Hearing no objection, declares the motion CARRIED.
		SEN. C. STARR will lead discussion on the floor.
353	Chair Morrisette	Closes work session on HB 2244 and re-opens work session on HB 2251 to allow Sen. Monnes Anderson to vote.

HB 2251 – WORK SESSION

355	Sen. Kruse	MOTION: Requests unanimous consent that the rules be SUSPENDED to allow SEN. MONNES ANDERSON to BE RECORDED as voting AYE on the motion to move HB 2251 to the floor with a DO PASS recommendation.
356		VOTE: 4-0-1
	Chair Morrisette	EXCUSED: 1 - Sen. Metsger
		Hearing no objection, declares the motion CARRIED.
357		VOTE: 4-0-1
	Chair Morrisette	EXCUSED: 1 - Sen. Metsger
		(See tape 61 at 134, page 2 of these minutes)
		Hearing no objection, declares the motion CARRIED.
		SEN. C. STARR will lead discussion on the floor.
360	Chair Morrisette	Closes work session on HB 2251 and re-opens work session on HB 2442 to allow Sen. Monnes Anderson to vote.

HB 2442 – WORK SESSION

362	Sen. Kruse	MOTION: Requests unanimous consent that the rules be
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**SUSPENDED to allow SEN. MONNES ANDERSON to BE
RECORDED as voting AYE on the motion to
move HB 2442 to the floor with a DO PASS
recommendation.**

363

VOTE: 4-0-1

EXCUSED: 1 - Sen. Metsger

Chair Morrisette

Hearing no objection, declares the motion CARRIED.

364

VOTE: 4-0-1

EXCUSED: 1 - Sen. Metsger

(See tape 61 at 048, page 1 of these minutes)

Chair Morrisette

Hearing no objection, declares the motion CARRIED.

SEN. MORRISETTE will lead discussion on the floor.

365

Sen. Monnes
Anderson

Reports that she just returned from touring the Oregon State
Psychiatric Hospital.

375

Chair Morrisette

Closes work session and adjourns meeting at 3:31 p.m.

EXHIBIT SUMMARY

A. HB 2254, written testimony, Bruce Bishop, 2 pp