

SENATE COMMITTEE ON RULES

May 10, 2005
3:00 P.M.

Hearing Room B
Tapes 67 - 68

MEMBERS PRESENT: Sen. Kate Brown, Chair
Sen. Ted Ferrioli, Vice-Chair
Sen. Jason Atkinson
Sen. Charlie Ringo
Sen. Frank Shields

STAFF PRESENT: Tiffany Harris, Committee Administrator
Patricia Nielsen, Committee Assistant

MEASURE/ISSUES HEARD:
SJR 31 – Public Hearing and Work Session
HB 2500 – Public Hearing
HB 2774 – Public Hearing and Work Session
SB 161 – 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 67, A		
005	Chair Brown	Calls the meeting to order at 3:09 p.m. Opens a public hearing on SJR 31.
<u>SJR 31 – PUBLIC HEARING</u>		
010	Tiffany Harris	Committee Administrator. Presents an overview of SJR 31.
025	Sean Cruz	Legislative Assistant, Office of Senator Avel Gordly. Introduces Sen. Gordly.
035	Sen. Avel Gordly	Senate District 23. Testifies in support of SJR 31. Summarizes the background of the measure and the cultural contribution of Jim Pepper's music.
060	Cruz	Testifies in support of SJR 31. Reads the text of the resolution and details how Jim Pepper will be honored.
145	Cruz	Concludes the review of the resolution and restates the important cultural contribution of Jim Peppers' music.
155	Floy C. Pepper	Mother of Jim Pepper. Testifies in support of SJR 31. Describes the life of Jim Pepper.
170	Suzanne Henry	Sister of Jim Pepper. Testifies in support of SJR 31. Approves of honor to her brother in Oregon.
185	Cruz	Introduces and plays a selection of music by Jim Pepper.
275	Cruz	Conclusion of music.
285	Robert Sylvester	Dean, Portland State University School of Fine & Performing Arts. Testifies in support of SJR 31. Discusses the importance of jazz as one the original American musical art forms and Native American music. Refers to portrait displayed for the committee, portraying group of jazz musicians in Portland.
345	Sen. Shields	Thanks the family for attending the meeting and bringing forward the resolution.

The following written material is submitted for the record without public testimony:

	Cruz	Submits <i>The Oregonian</i> newspaper article in support of SJR 31 (EXHIBIT A) .
350	Chair Brown	Closes the public hearing on SJR 31. Opens a work session on SJR 31.
<u>SJR 31 – WORK SESSION</u>		
360	Sen. Shields	MOTION: Moves SJR 31 be sent to the floor with a BE ADOPTED recommendation.
	Chair Brown	VOTE: 5-0-0
		Hearing no objection, declares the motion CARRIED.
		SEN. GORDLY will lead discussion on the floor.
370	Chair Brown	Closes the work session on SJR 31. Opens a public hearing on HB 2500.
<u>HB 2500 – PUBLIC HEARING</u>		
380	Tiffany Harris	Committee Administrator. Presents an overview of HB 2500.
395	Damiana Merryweather	Representative, Alcohol & Drug Abuse Association of Oregon. Testifies in support of HB 2500. Introduces and explains the purpose of HB 2500.
425	Rick Treleven	President, Alcohol and Drug Programs of Oregon; Executive Director, BestCare Treatment Services. Submits and summaries written testimony in support of HB 2500 (EXHIBIT B) .
TAPE 68, A		
030	Treleven	Identifies the basic standards for effective mental health treatment and stresses that there is no fiscal attached to the measure.
055	Bruce Piper	Chief Executive Officer, Adapt. Explains that the operative language in the bill would require alcohol and drug treatment programs to meet the Department of Human Services (DHS) standards.
075	Piper	Discusses the Oregon Administrative Rules covering treatment services.
110	Sen. Ringo	Questions the choice to remove the flexibility of the Oregon Youth Authority to choose appropriate treatment providers.
120	Piper	Explains that the intention is to ensure public funds are used for drug and alcohol treatment services that meet the same standards applied throughout the system.
125	Sen. Ringo	Challenges removing the flexibility of the Oregon Youth Authority to choose treatment providers
130	Piper	Explains that the Oregon Youth Authority does retain the ability to choose appropriate treatment facility.
135	Treleven	Points out that the Oregon Department of Corrections (ODC) supports this measure because it does not have the authority to require county corrections programs to participate.
145	Sen. Ringo	Disagrees with adding more regulations and removal of flexibility.
150	Treleven	Suggests the creation of a system that would “toss out” incapable providers, noting that most programs do require certified providers now.
155	Sen. Ringo	Disagrees with moving control from local level to state level.
165	Sen. Ferrioli	Asks what the availability is of evidence-based programs.
175	Piper	Explains that there is a published list of evidence-based practices and many are being incorporated into programs throughout Oregon.
190	Treleven	Discusses why it is easier to build evidence-based practice

195	Sen. Ferrioli	requirements into alcohol and drug treatment contracts than mental health contracts. Points out that most addiction treatment programs already function by letter of approval process, questions what is being added to program.
210	Treleaven	Explains that this bill would cover treatment programs who receive funds from other state agencies.
220	Sen. Ferrioli	Asks whether the bill or the rules of DHS mandate the use of evidence-based practices.
225	Treleaven	Confirms that all programs are subject to DHS mandate.
230	Sen. Ferrioli	Asks whether there is a mandated benchmark or measurable standard built into alcohol and drug treatment programs at ODC.
235	Piper	Identifies and describes the Correctional Program Assessment Inventory used by ODC as the baseline measurement tool for assessing programs as to compliance with evidence-based program standards.
240	Sen. Ferrioli	Asks if there is a quantitative value produced by the program assessment.
245	Piper	Responds with uncertainty.
255	Sen. Ferrioli	Asks for an analysis of the rules.
265	Chair Brown	Closes the public hearing on HB 2500. Opens a public hearing on HB 2774.

HB 2774 – PUBLIC HEARING

270	Tiffany Harris	Committee Administrator. Present an overview of HB 2774.
285	Kristina McNitt	Representative, Oregon Water Resources Congress. Submits and summarizes written testimony in support of HB 2774 (EXHIBIT C) .
305	Chair Brown	Closes the public hearing on HB 2774. Opens a work session on HB 2774.

HB 2774 – WORK SESSION

310 Sen. Atkinson MOTION: Moves HB 2774 to the floor with a DO PASS recommendation.

VOTE: 4-0-1

EXCUSED: 1 - Ringo

Hearing no objection, declares the motion CARRIED.

SEN. ATKINSON will lead discussion on the floor.

315	Chair Brown	Closes the work session on HB 2774. Opens a public hearing on SB 161.
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SB 161 – PUBLIC HEARING

325	Tiffany Harris	Committee Administrator. Provides an overview of SB 161. Submits and summarizes -1 amendments (EXHIBIT D) .
345	Jesse Cornet	Legislative Liaison, Secretary of States Office. Discusses -1 amendments and the amount of discretion of the Secretary of State to postpone an election.
370	Sen. Ferrioli	Expresses approval of -1 amendments because it “makes this bill a very logical extension of the executive power and authority of the Secretary of States Office.”
385	Sen. Ringo	Speaks in opposition to the bill and -1 amendments.
390	Chair Brown	Closes the public hearing on SB 161. Opens a work session on SB 161.

SB 161 – WORK SESSION

395 Sen. Brown MOTION: Moves to ADOPT SB 161-1 amendments dated 05/10/05.

VOTE: 5-0-0

