

HOUSE COMMITTEE ON HEALTH AND HUMAN SERVICES

April 14, 2003 Hearing Room D
8:30 A.M. Tapes 86 – 87

MEMBERS PRESENT: Rep. Jeff Kruse, Chair
Rep. Billy Dalto, Vice-Chair
Rep. Carolyn Tomei, Vice-Chair
Rep. Gordon Anderson
Rep. Laurie Monnes Anderson
Rep. Ben Westlund

MEMBER EXCUSED: Rep. Jeff Barker

STAFF PRESENT: Sandy Thiele-Cirka, Committee Administrator
Mara McGraw, Committee Assistant

MEASURES HEARD: HB 2939 – Work Session
HB 3122 – Work Session
HB 3431 – Work Session
HB 3011 – Work Session
HB 3012 – Work Session
HB 3603 – Work Session
HB 3574 – Work Session
HB 3577 – 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>
<u>TAPE 86, A</u>		
004	Chair Kruse	Calls meeting to order at 8:43 A.M. and announces HB 3156 will not be heard. Opens work session on HB 2939.
<u>HB 2939 – WORK SESSION</u>		
040	Dale Penn	District Attorney Association, Chief of Police and Oregon Narcotics Enforcement Association. Discusses specifics sections of -3 amendments dated 4/10/03 (EXHIBIT A).
074	Rep. Tomei	Inquires on time limits for Oregon Medical Marijuana Act (OMMA) participation by former convicts.
077	Penn	Reports Department would utilize rules regarding former convictions.
082	Grant Higginson, M.D.	State Public Health Officer, Department of Human Services (DHS). Addresses issues with suspending or revoking OMMA cards.
103	Rep. Tomei	Expresses concern regarding previous violations.
106	Higginson	States intent with amendments.
117	Chair Kruse	Notes reason for using administrative rule versus statute.
124	Penn	Notes department intent with administrative rules.
130	Rep. Westlund	Requests information on specific statute cited in bill regarding schedule I and II drugs.
162	Penn	Details penalties section of bill regarding felonies. Defines schedule I and II drugs.
166	Higginson	Adds schedule I drugs have no medicinal value and schedule II drugs do have medicinal value.

176	Rep. Westlund	Clarifies bill regulates sale of drugs.
179	Higginson	Reports schedule narcotics are ranked and defined by federal government.
193	Rep. Westlund	Expresses concern over grow location listed on OMMA card.
204	Penn	Reports law enforcement is in favor of address listing on card. Notes OMMA participants are exempt from prosecution and participants are not required to carry card on their person.
239	Higginson	Notes operational necessity of address listing on card.
251	Rep. Tomei	Questions alternative address listing sites.
256	Higginson	Notes interested parties' opposition to creating a database.
264	Chair Kruse	Notes issues related to data and web based security.
285	Rep. Tomei	Inquires on reasoning for deleting Alzheimer's patients.
288	Chair Kruse	Explains department has authority to expand list by rule and statute not needed.
305	Sandy Thiele-Cirka	Summarizes -1 amendments, dated 3/20/03 (EXHIBIT B).
312	Chair Kruse	Notes similarities to other amendments.
331	Rep. Westlund	MOTION: Moves to ADOPT HB 2339-1 amendments dated 4/10/03.
334		VOTE: 6-0-1 EXCUSED: 1 - Barker
335	Chair Kruse	Hearing no objection, declares the motion CARRIED.
349	Rep. Westlund	MOTION: Moves to ADOPT HB 2939-3 amendments dated 4/10/03.
352		VOTE: 6-0-1 EXCUSED: 1 - Barker
353	Chair Kruse	Hearing no objection, declares the motion CARRIED.
355	Rep. Anderson	MOTION: Moves to SUSPEND the rules for the purpose of conceptually amending -3 amendments, dated 4/10/03..
358		VOTE: 6-0-1 EXCUSED: 1 - Barker
359	Chair Kruse	Hearing no objection, declares the motion CARRIED.
343	Rep. Anderson	MOTION: Moves to FURTHER AMEND -3 amendments dated 4/10/03 on page 2, line 15, by changing "shall" to "may".
269		VOTE: 6-0-1 EXCUSED: 1 - Barker
270	Chair Kruse	Hearing no objection, declares the motion CARRIED.
380	Rep. Tomei	Explains concerns and vote.
390	Rep. Anderson	MOTION: Moves HB 2939 to the floor with a DO PASS AS AMENDED recommendation.
400	Rep. Anderson	Comments on need for continued review of OMMA and statues.
430	Rep. Monnes Anderson	Clarifies concerns over felony restrictions.
442	Rep. Westlund	Notes concern over address listing on OMMA card.
460		VOTE: 5-1-1 AYE: 5 - Anderson, Dalto, Monnes Anderson, Westlund, Kruse NAY: 1 - Tomei EXCUSED: 1 - Barker
467	Chair Kruse	The motion CARRIES. KRUSE will lead discussion on the floor.
472	Chair Kruse	Closes work session on HB 2939 and opens work session on HB 3122.

TAPE 87, A

HB 3122 – WORK SESSION

015	Thiele-Cirka	Summarizes bill and -2 amendments dated 4/11/03 (EXHIBIT C).
026	Rep. Tomei	Questions date expansion.
029	Thiele-Cirka	Clarifies dates. Notes -2 amendments are current version.
042	Rep. Monnes Anderson	Questions long term care facilities.
049	Jim Carlson	Oregon Health Care Association. Explains destination resort bill as it relates to extended moratorium. Submits written testimony (EXHIBIT D).
068	Rep. Monnes Anderson	MOTION: Moves to ADOPT HB 3122-2 amendments dated 4/11/03.
069		VOTE: 6-0-1 EXCUSED: 1 - Barker
070	Chair Kruse	Hearing no objection, declares the motion CARRIED.
071	Rep. Monnes Anderson	MOTION: Moves HB 3122 to the floor with a DO PASS AS AMENDED recommendation.
073		VOTE: 6-0-1 AYE: In a roll call vote, all members present vote AYE. EXCUSED: 1 - Barker
077	Chair Kruse	The motion CARRIES.
078	Rep. Tomei	MOTION: Moves HB 3122 be placed on the CONSENT CALENDAR.
079		VOTE: 6-0-1 EXCUSED: 1 - Barker
080	Chair Kruse	Hearing no objection, declares the motion CARRIED.
082	Chair Kruse	Closes work session on HB 3122 and opens work session HB 3431.

HB 3431 – WORK SESSION

084	Thiele-Cirka	Summarizes bill and -1 amendment, dated 3/31/03 (EXHIBIT E).
103	Rep. Monnes Anderson	MOTION: Moves to ADOPT HB 3431-1 amendments dated 3/31/03.
105		VOTE: 6-0-1 EXCUSED: 1 - Barker
106	Chair Kruse	Hearing no objection, declares the motion CARRIED.
109	Rep. Monnes Anderson	MOTION: Moves HB 3431 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
114	Chair Kruse	Notes need for new fiscal impact statement.
140	Rep. Monnes Anderson	Withdraws motion to: “Move HB 3431 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.”
148	Chair Kruse	Closes work session on HB 3431 and opens work session on HB 3011.

HB 3011 – WORK SESSION

152	Thiele-Cirka	Summarizes bill.
170	Rep. Laurie Monnes Anderson	House District 50. Submits testimony in support of bill (EXHIBIT F). Conveys history of bill. Explains impact of bill on nursing education.
213	Brian DeLashmutt	Oregon Nurses Association (ONA). Notes redesign of program

		to more closely model other loan forgiveness programs. Notes intent on expanding program to Graduate level. Comments on nursing shortage and economic development.
284	Jo Bell	Oregon Association of Hospitals and Health Systems. Submits written testimony in support of bill (EXHIBIT G). Notes retirement of nursing instructors creates pending shortage.
317	Vice-Chair Tomei	Orders committee to stand at ease.
318	Chair Kruse	Reconvenes meeting.
321	Rep. Monnes Anderson	MOTION: Moves HB 3011 to the floor with a DO PASS recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
327		VOTE: 5-0-2 AYE: In a roll call vote, all members present vote AYE. EXCUSED: 2 - Barker, Westlund
331	Chair Kruse	The motion CARRIES.
333	Chair Kruse	Closes work session on HB 3011 and opens work session on HB 3012
<u>HB 3012 – WORK SESSION</u>		
336	Rep. Laurie Monnes Anderson	House District 50. Summarizes bill.
345	Rep. Anderson	Questions funding mechanism.
346	Rep. Monnes Anderson	Explains existing account.
351	Rep. Monnes Anderson	MOTION: Moves HB 3012 to the floor with a DO PASS recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
363		VOTE: 5-0-2 AYE: In a roll call vote, all members present vote AYE. EXCUSED: 2 - Barker, Westlund
367	Chair Kruse	The motion CARRIES.
368	Chair Kruse	Closes work session on HB 3012 and opens work session on HB 3603.
<u>HB 3603 – WORK SESSION</u>		
372	Sen. David Nelson	Senate District 29. Addresses nursing shortage. Reviews interim workgroup collaboration and successful discussions. Expresses support for HB 3603.
410	Rep. Monnes Anderson	Submits testimony in support of bill (EXHIBIT H). Addresses nursing shortage. Presents solutions. Explains -1 amendments, dated 4/1/03 (EXHIBIT I).
TAPE 86, B		
001	Kathleen Potempa	Vice president and Dean, Oregon Health and Sciences University (OHSU) School of Nursing. Testifies in support of bill. Discusses impact of nursing shortage. Submits informational packet (EXHIBIT J).
029	Brian DeLashmutt	ONA) and Oregon Nurse Leadership Council. Submits written testimony in support of bill (EXHIBIT K). Speaks to short and long term impact of budget cuts on nursing education. Speaks to benefits of bill.
100	Bell	Submits written testimony in support of bill (EXHIBIT L). Submits written testimony on behalf of Nancy Connell

		(EXHIBIT M) . Discusses needed changes to expand and improve nursing education.
128	Rep. Monnes Anderson	Addresses fiscal impact associated with bill.
138	Potempa	Comments on overhead and administration of programs.
145	Rep. Anderson	Inquires on wages in Oregon as compared to other states.
200	Rep. Monnes Anderson	Notes capacity to train nurses does not support applicants to nursing programs.
210	Potempa	Reports on OHSU application backlog and teaching capacity.
219	DeLashmutt	Comments there is no shortage on applicants only on teaching capacity.
230	Terri Johansen	Assistant Commissioner, Department of Community Colleges and Workforce Development. Notes support from all sectors of Community Colleges.
245	Rep. Monnes Anderson	MOTION: Moves to ADOPT HB 3603-1 amendments dated 4/1/03.
246		VOTE: 6-0-1
		EXCUSED: 1 - Barker
247	Chair Kruse	Hearing no objection, declares the motion CARRIED.
250	Rep. Monnes Anderson	MOTION: Moves HB 3603 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
267		VOTE: 6-0-1
		AYE: In a roll call vote, all members present vote AYE.
		EXCUSED: 1 - Barker
271	Chair Kruse	The motion CARRIES.
272	Chair Kruse	Closes work session on HB 3603 and opens work session on HB 3574.
<u>HB 3574 – WORK SESSION</u>		
282	Rep. Monnes Anderson	Summarizes bill. Notes participation by Governor’s office. Lists need and salary ranges in specific professions. Submits written testimony in support of bill and -1 amendments, dated 4/11/93 (EXHIBIT N) .
388	Rep. Anderson	Notes communication problem with recruitment for non-degreed positions.
394	Rep. Monnes Anderson	Notes bill attempts to share resources and technology for recruitment.
420	Bell	Reports emphasis on work force development. Comments on distance learning opportunities. Submits written testimony in support of bill (EXHIBIT O) .
485	Rep. Anderson	Comments on distance learning.
TAPE 87, B		
022	Johansen	Details telecommunications infrastructure and administration for delivery of distance learning programs via community colleges. Notes commitment to coordinate efforts. Submits written testimony in support of bill (EXHIBIT P) .
063	Cathy Britain	Chair, Health Care Committee for Oregon Telecommunication Coordinating Council and President, Oregon Tele-Health Alliance. Submits written testimony in support of bill (EXHIBIT Q) , testifying from Oregon State University, La Grande, Oregon via teleconferencing. Details the creation of a network of networks via central ownership.

174	Rep. Monnes Anderson	MOTION: Moves to ADOPT HB 3574-1 amendments dated 4/11/03.
177		VOTE: 6-0-1 EXCUSED: 1 - Barker
178	Chair Kruse	Hearing no objection, declares the motion CARRIED.
179	Chair Kruse	States intent to request a revised fiscal before referring bill further. Closes work session on HB 3574 and opens work session on HB 3577.
<u>HB 3577 – WORK SESSION</u>		
192	Rep. Monnes Anderson	Summarizes bill. Submits written testimony in support of bill and -1 amendments, dated 4/11/03 (EXHIBIT R). Presents benefits of program.
226	Bell	Submits written testimony in support of bill (EXHIBIT S). Explains implementation of fund. Comments on open positions and lost wages addresses via fund.
282	Rep. Anderson	Comments on tax credits.
293	Rep. Monnes Anderson	Notes Revenue Committee effort to examine tax credits.
301	Bell	Notes credit does not begin until year 2004.
321	Rep. Westlund	Comments on tax credits.
367	Rep. Monnes Anderson	Comments on tax credits.
388	Rep. Monnes Anderson	MOTION: Moves to ADOPT HB 3577-1 amendments dated 4/11/03.
390	Rep. Monnes Anderson	Questions referral to Ways and Means rather than Revenue.
392	Chair Kruse	Explains immediate impact is fiscal.
420		VOTE: 6-0-1 EXCUSED: 1 - Barker
421	Chair Kruse	Hearing no objection, declares the motion CARRIED.
422	Rep. Monnes Anderson	MOTION: Moves HB 3577 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
431	Rep. Tomei	Comments on fiscal impact and tax credit.
446	Chair Kruse	Comments on result of tax credit.
460		VOTE: 4-1-2 AYE: 4 - Anderson, Dalto, Monnes Anderson, Kruse NAY: 1 - Tomei EXCUSED: 2 - Barker, Westlund
465	Chair Kruse	The motion CARRIES.
466	Chair Kruse	Closes work session on HB 3577 and adjourns meeting at 10:37 A.M.

EXHIBIT SUMMARY

- A – HB 2939, -3 amendments, dated 4/10/03, Dale Penn, 4 pp.**
- B – HB 2939, -1 amendments, dated 3/20/03, staff, 2 pp.**
- C – HB 3122, -2 amendments, dated 4/11/03, staff, 2 pp.**
- D – HB 3122, written testimony, Jim Carlson, 2 pp.**
- E – HB 3431, -1 amendments, dated 3/31/03, staff, 7 pp.**
- F – HB 3011 and HB 3012, written testimony, Rep. Laurie Monnes Anderson, 1 p.**
- G – HB 3012, written testimony, Jo Bell, 1 p.**

H – HB 3603, written testimony, Rep. Laurie Monnes Anderson, 2 pp.
I – HB 3603, -1 amendments, dated 4/1/03, staff, 2 pp.
J – HB 3603, written testimony, Kathleen Potempa, 8 pp.
K – HB 3603, written testimony, Brian DeLashmutt, 3 pp.
L – HB 3603, written testimony, Jo Bell, 3 pp.
M – HB 3603, written testimony, Mary Campbell, 1 p.
N – HB 3574, written testimony, Rep. Laurie Monnes Anderson, 6 pp.
O – HB 3574, written testimony, Jo Bell, 3 pp.
P – HB 3574, written testimony, Teri Johansen, 4 pp.
Q – HB 3574, written testimony, Cathy Britain, 2 pp.
R – HB 3577, written testimony, and -1 amendments dated 4/11/03, Rep. Laurie Monnes Anderson, 2 pp.
S – HB 3577, written testimony, Jo Bell, 3 pp.