

# HOUSE COMMITTEE ON HEALTH AND PUBLIC ADVOCACY

April 24, 2001  
1:30 p.m.

Hearing Room D  
Tapes 96 - 99

**MEMBERS PRESENT:** Rep. Jeff Kruse, Chair  
Rep. Bill Garrard, Vice-Chair  
Rep. Bill Morrisette, Vice Chair  
Rep. Phil Barnhart  
Rep. Jerry Krummel  
Rep. Laurie Monnes-Anderson  
Rep. Jan Lee  
Rep. Carolyn Tomei  
Rep. Cheryl Walker

**MEMBER EXCUSED:**

**STAFF PRESENT:** Diane Lewis, Committee Administrator  
Rachel Brown, Committee Assistant

**MEASURE/ISSUES HEARD:** HB 3745 – Public Hearing and Work Session  
HB 3214 – Public Hearing and Work Session  
HJR 65 – Public Hearing and Work Session  
HCR 6 – Public Hearing and Work Session  
HB 3479 – Public Hearing and Work Session  
HB 3024 – Public Hearing  
HB 2317 – Public Hearing  
HB 2426 – Public Hearing  
HB 2468 – Public Hearing  
HB 2496 – Public Hearing  
HB 2497 – Public Hearing  
HB 2504 – Public Hearing  
HB 2506 – Public Hearing  
HB 2509 – Public Hearing  
HB 2589 – Public Hearing  
HB 2592 – Public Hearing  
HB 3017 – Public Hearing  
HB 3134 – Public Hearing  
HB 3339 – Public Hearing  
HB 3340 – Public Hearing  
HB 3369 – Public Hearing  
HB 3457 – Public Hearing  
HB 3553 – Public Hearing  
HB 3657 – Public Hearing  
HB 3667 – Public Hearing  
HB 3778 – Public Hearing  
HJR 11 – Public Hearing  
HB 3300 – Public Hearing  
HB 2250 – 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.

<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
TAPE 97, A 004	Chair Kruse	Calls the meeting to order at 1:40 p.m. Opens a public hearing

**HB 3745 - PUBLIC HEARING**

008 Diane Lewis

027 Rep. Robert Ackerman

045 Kitty Percy

080 Chair Kruse

**HB 3745 - WORK SESSION**

093 Rep. Morrisette

095 Committee Staff

099 Chair Kruse

101 Rep. Tomei

102 Chair Kruse

105 Chair Kruse

**HB 3214 – PUBLIC HEARING**

107 Chair Kruse

115 Chair Kruse

**HB 3214 – WORK SESSION**

117 Rep. Tomei

121 Committee Staff

125 Chair Kruse

136 Chair Kruse

**HJR 65 – PUBLIC HEARING**

138 Diane Lewis

142 Gerald Bieberle

236 Bob Repine

300 Tim Martinez

341 Rep. Tomei

345 Repine

on HB 3745.

Committee Administrator. Summarizes HB 3745. Submits written testimony on behalf of the Oregon Alliance of Children's Programs [EXHIBIT A].

House District 39. Presents testimony in support of HB 3745.

Former Representative from Lane County. Submits and presents written testimony in support of HB 3745 [EXHIBIT B].

Closes the public hearing on HB 3745 and opens a work session on HB 3745.

**MOTION: Moves HB 3745 to the floor with a DO PASS recommendation.**

**VOTE: 9-0**

**AYE: In a roll call vote, all members present vote Aye.**

**The motion CARRIES.**

**MOTION: Moves HB 3745 be placed on the CONSENT CALENDAR.**

**VOTE: 9-0**

**Hearing no objection, declares the motion CARRIED.**

Closes the work session on HB 3745 and opens a public hearing on HB 3214.

Explains that the bill needs to be moved promptly to the Ways and Means Committee in order to allow access to federal funds.

Closes the public hearing on HB 3214 and opens a work session on HB 3214.

**MOTION: Moves HB 3214 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Ways and Means.**

**VOTE: 9-0**

**AYE: In a roll call vote, all members present vote Aye.**

**The motion CARRIES.**

Closes the work session on HB 3214 and opens a public hearing on HJR 65.

Committee Staff. Provides measure history on HJR 65.

Co-Chair, Human Services Coalition. Submits and presents testimony in support of HJR 65 [EXHIBIT C].

Director, Oregon Housing and Community Services (OHSC). Presents testimony in support of HJR 65.

Oregon Banker's Association. Presents testimony in support of HJR 65.

Asks about on-going goals to make housing available to all people.

Responds by discussing current programs. Explains that HJR 65 will bring focus to housing issues.

347 Rep. Morrisette Asks if “land banking” referred to in testimony remains a viable piece of legislation.

349 Repine Responds that the bill is important for supporting future actions that the state may take in order to make housing available and affordable. [Discussion.]

408 Rep. Monnes-Anderson Asks about guidelines related to low-income housing.

419 Repine Explains that there are funding opportunities offered throughout Oregon; the more common are federal funds and Oregon tax credits.

**TAPE 97, A**

031 Rep. Lee Asks about the funding proposal for farm-worker housing that was removed from the bill.

034 Repine Responds that the resources were not approved in the last version of the Governor’s budget.

042 Rep. Monnes-Anderson Comments on the need for adequate housing for farm workers and states that the issue must not be put aside.

050 Repine Concurs. Discusses the “migrant million” project, which allowed OHCS to create \$14 million dollars of housing by leveraging \$1 million in resources.

093 Jana Jarvis Oregon Association of Realtors. Presents her support for HJR 65.

104 Rep. Morrisette Asks if she would support a real estate transfer tax in order to purchase low-income housing.

107 Jarvis Responds that this would not be the right solution to a housing shortage.

110 Chair Kruse Closes the public hearing on HJR 65 and opens a work session on HJR 65.

**HJR 65 – WORK SESSION**

112 Rep. Morrisette **MOTION: Moves HJR 65 be sent to the floor with a BE ADOPTED recommendation.**

115 Committee Staff **VOTE: 9-0**

120 Chair Kruse **AYE: In a roll call vote, all members present vote Aye. The motion CARRIES. REP. BARNHART will lead discussion on the floor.**

127 Chair Kruse Closes the work session on HJR 65 and opens a public hearing on HCR 6.

**HCR 6 – PUBLIC HEARING**

129 Diane Lewis Committee Administrator. Summarizes HCR 6.

139 Lani Parr Private and Fraternal Organizations and Oregon Moose Association. Presents her support for HCR 6.

189 Rep. Betsy Close House District 36. Submits and presents written testimony in support of HCR 6 [EHXIBIT D].

217 Chair Kruse Closes the public hearing on HCR 6 and opens a work session on HCR 6.

**HCR 6 – WORK SESSION**

220 Rep. Morrisette **MOTION: Moves HCR 6 be sent to the floor with a BE ADOPTED recommendation.**

222 Committee Staff **VOTE: 9-0**

225 Chair Kruse **AYE: In a roll call vote, all members present vote Aye. The motion CARRIES. REP. CLOSE will lead discussion on the floor.**

231	Chair Kruse	Closes the work session on HCR 6 and opens a public hearing on HB 3479.
<b><u>HB 3479 – PUBLIC HEARING</u></b>		
232	Diane Lewis	Committee Administrator. Summarizes HB 3479–1 amendments [EXHIBIT E] and HB 3479. Submits written testimony on behalf of the City of Springfield [EXHIBIT F].
235	Tom Johnson	Assistant Administrator, Oregon Health Division. Presents support for HB 3479 and the proposed –1 amendments.
353	Rep. Barnhart	Refers to language relating to “hearings” and asks how the information that comes from an employer or physician will be used.
355	Johnson	Responds that if an employer has already taken action they feel is appropriate for discipline, this can be taken into account. Adds that the division’s goal is to be inclusive of the employer. [Discussion.]
382	Rep. Garrard	Refers to page 2 of the bill, which relates to “off-duty conduct” and asks about the intent of this proposed language.
407	Johnson	Responds that the intent is to make clear that off-duty activities of Emergency Medical Technicians (EMTs) may have an influence on how EMTs conduct themselves on-duty.
<b>TAPE 96, B</b>		
008	Bob Livingston	Legislative Director, Oregon State Fire Fighters Council. Presents and submits written testimony in support of HB 3479 [EXHIBIT G].
029	Rep. Barnhart	Asks if Rep. Randy Leonard has seen the proposed –1 amendments and if he supports the amendments.
032	Livingston	Responds that Rep. Leonard does support the amendments.
068	Livingston	Describes the interview process referred to in the proposed amendments by explaining that when a complaint is filed, a fact-finding interview is held prior to the hearing in order to get all sides of the story.
074	Johnson	Expresses his appreciation for the manner in which the fire fighters came forward with the issue.
099	Rep. Garrard	Refers to amendment language on page 3A, line 11 , relating to disciplinary action and asks if a civil penalty could be levied against the individual for the cost of the proceedings.
102	Johnson	Responds that there is a fair amount of discretion given to the division, which they guard very carefully. [Discussion.]
222	Rep. Monnes-Anderson	Asks if paramedics and EMTs are considered to hold the same position.
225	Livingston	Responds that they are all encompassed in the same definition. Reports that there are three EMT levels: basic, technician intermediate and paramedic.
226	Committee Staff	Submits testimony on behalf of Grant Higginson, Acting Administrator, Oregon Health Division [EXHIBIT H].
231	Chair Kruse	Closes the public hearing on HB 3479 and opens a work session on HB 3479.
<b><u>HB 3479 – WORK SESSION</u></b>		
233	Rep. Barnhart	<b>MOTION: Moves to ADOPT HB 3479-1 amendments dated 04/17/01.</b>
236	Chair Kruse	<b>VOTE: 8-0</b>
238	Chair Kruse	<b>EXCUSED: 1 - Morrisette</b>
239	Rep. Barnhart	<b>Hearing no objection, declares the motion CARRIED.</b> <b>MOTION: Moves HB 3479 to the floor with a DO PASS AS</b>

240	Rep. Krummel	<b>AMENDED recommendation.</b> Comments on the importance in having clear disciplinary measures for EMTs since the work that they perform is so important and affects so many people.
275	<b>Committee Staff</b>	<b>VOTE: 7-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Morrisette, Walker</b>
281	<b>Chair Kruse</b>	<b>The motion CARRIES.</b> <b>REP. BARNHART will lead discussion on the floor if Rep. Leonard is not available to carry the bill.</b>
290	Chair Kruse	Closes the work session on HB 3479 and opens a public hearing on HB 3024.
<b><u>HB 3024 – PUBLIC HEARING</u></b>		
325	Diane Lewis	Committee Administrator. Summarizes HB 3024 and refers to written testimony submitted on behalf of Beckie Child <b>[EXHIBIT I]</b> .
335	Sen. Avel Gordly	Senate District 10. Presents testimony in support of HB 3024.
420	Sen. Gordly	Continues with testimony by discussing the National Alliance for the Mentally Ill (NAMI).
<b>TAPE 97, B</b>		
020	Sen. Gordly	Continues with testimony regarding the efforts of Providence Health Care System and recognizes the people who have contributed to these efforts.
082	Rep. Morrisette	Asks about the fiscal impact of the bill.
083	Sen. Gordly	Defers response to invited witnesses.
120	Sharon Kelley	Former Multnomah County Commissioner. Presents testimony in support of HB 3024.
185	Pam Curtis	Policy Analyst, Governor’s Office. Submits and presents report from the Governor’s Mental Health Alignment Work Group <b>[EXHIBIT J]</b> .
230	Curtis	Continues with report overview.
317	Curtis	Submits the proposed –1 amendments <b>[EXHIBIT K]</b> and continues summarizing the recommendations of the work group.
410	Curtis	Continues by discussing the fiscal impact.
<b>TAPE 98, A</b>		
021	Rep. Morrisette	Asks about the counties’ \$15 million request to the Governor.
025	Curtis	Responds that when the Governor first charged the work group, there was discussion relating to how best to distribute resources. Explains that the first focus was to look at how mental health services were delivered.
042	Rep. Tomei	Refers to section 3 of the bill and asks about the removal of alcohol treatment services from the bill.
044	Curtis	Refers to her earlier remarks regarding the work group’s charge and recommendations which are outlined in the report.
047	Rep. Monnes-Anderson	Provides her support for the bill and asks about the county assessment plans.
061	Curtis	Responds that assessment and planning processes are already in statute.
079	Jim Russell	Executive, Mid-Valley Behavioral Care Network. Submits and presents written testimony in support of HB 3024 <b>[EXHIBIT L]</b> .
151	Sharon Guidera	Director, Mid-Columbia Center for Living. Submits and presents

235	Rep. Morrisette	written testimony in support of HB 3024 [ <b>EXHIBIT M</b> ]. Asks if moneys appropriated (\$15 million) will go toward services that are in the recommendations.
239	Guidera	Responds affirmatively and applauds the committee for sponsoring legislation that looks at costs for services. Adds that she understands that these moneys will only cover gaps in services and not the administrative planning. [Discussion.]
284	Gina Firman	Executive Director, Association of Community and Mental Health Programs. Submits and presents written testimony in support of HB 3024 [ <b>EXHIBIT N</b> ].
388	Rep. Morrisette	Asks if there is something in the bill that precludes using the proposed \$15 million for planning processes.
390	Firman	Responds negatively. States that her belief is that the moneys will begin to address the gaps in services that currently exist. [Discussion.]
400	Rep. Garrard	Asks what accounts for the difference in administration and planning spending from county to county.
408	Firman	Responds that current service level formulas have been maintained at a certain level, and this is one of the issues that the work group was looking at.
430	Denise Chuckovich	Submits and presents written testimony in support of HB 3024 [ <b>EXHIBIT O</b> ].
<b>TAPE 99, A</b>		
020	Chuckovich	Continues with testimony on Multnomah's County planning process.
039	Rep. Barnhart	Asks if the outline contained in HB 3024 would parallel their plan.
043	Chuckovich	Agrees that they have been moving in parallel.
046	Rep. Garrard	Asks why Multnomah County began a separate planning process if they were aware of the Governor's task force and plan.
052	Chuckovich	Explains that the county was in a state of crisis and felt it needed to move quickly. Adds that the county had five members of its redesign team serving on the Governor's task force. [Discussion.]
071	Callie Schlippert	Director, Oregon Family Support Network. Submits and presents written testimony in support of HB 3024 [ <b>EXHIBIT P</b> ].
133	Pete Shepherd	Deputy Attorney General. Submits and presents written testimony in support of HB 3024 [ <b>EXHIBIT Q</b> ].
209	Rep. Barnhart	Notes that just because someone has a mental illness does not mean he or she will be more likely to commit a criminal act.
214	Shepherd	Responds that this is the experience of many law enforcement agencies. [Discussion.]
247	Frank Moore	Manager, Office of Mental Health Services. Submits and presents written testimony in support of HB 3024 [ <b>EXHIBIT R</b> ].
325	Rep. Morrisette	Asks if the bill could potentially have additional costs to other agencies.
329	Moore	Responds that he cannot speak to the fiscal issues.
343	Becky Eklund	Coordinator, Juvenile Crime Prevention, Oregon Criminal Justice Commission. Responds that the planning in HB 3024 would build on existing foundations.
380	Rep. Barnhart	Refers to Page 3, line 33 of the bill, which defines the local mental health "authority" and asks about the process used wherein counties form programs as a group working together.
389	Moore	Responds that Sharon Guidera, who is the director of four counties can speak to this process.

417	Kevin Fitts	Director, Office of Consumer Technical Assistance. Submits and presents written testimony in support of HB 3024 [ <b>EXHIBIT S</b> ].
<b>TAPE 98, B</b>		
008	Fitts	Continues with testimony on networking efforts with public mental health patients.
044	Rep. Morrisette	Asks Mr. Fitts to identify two counties that are doing a good job of serving persons with mental illness.
045	Fitts	Identifies Benton, Clatsop, Umatilla and Jackson Counties. States that “two of these counties are ahead of the game and two are behind the game.”
110	Lewis	Asks about the networking process for reaching out to mental health patients and disseminating information.
113	Fitts	Responds that they have a newsletter that reaches 20,000 people in Oregon, as well as advertisements in the press and television.
191	Pat Riser	Human Rights Activist. Presents testimony in support of HB 3024.
270	Riser	Continues with testimony on planning efforts for mental health issues.
350	Fitts	Comments on the need to move from a mental-illness system to a mental-health system.
382	Marianna Bornholdt	Member, Governor’s Commission on Senior Services. Submits and presents testimony in support of HB 3024 [ <b>EXHIBIT T</b> ].
422	Bornholdt	Continues with testimony on special mental health needs for senior citizens.
<b>TAPE 99, B</b>		
020	Bornholdt	Continues with testimony on needs for senior citizens.
096	Ellen Lowe	Legislative Advocate, Oregon Law Center. Presents testimony in support of HB 3024.
172	Chair Kruse	States that the Ways and Means Committee will need to review the bill before the committee can take action on the bill.
180	Rep. Tomei	Voices her appreciation to all of the people who were involved in the planning process.
205	Chair Kruse	Closes the public hearing on HB 3024 and opens a public hearing on HB 2317.
<b><u>HB 2317 - PUBLIC HEARING</u></b>		
206	Chair Kruse	Closes the public hearing on HB 2317. Opens a public hearing on HB 2426.
<b><u>HB 2426 - PUBLIC HEARING</u></b>		
207	Chair Kruse	Closes the public hearing on HB 2426. Opens a public hearing on HB 2468.
<b><u>HB 2468 - PUBLIC HEARING</u></b>		
208	Chair Kruse	Closes the public hearing on HB 2468. Opens a public hearing on HB 2496.
<b><u>HB 2496 - PUBLIC HEARING</u></b>		
209	Chair Kruse	Closes the public hearing on HB 2496. Opens a public hearing on HB 2497.
<b><u>HB 2497 - PUBLIC HEARING</u></b>		
210	Chair Kruse	Closes the public hearing on HB 2497. Opens a public hearing on HB 2504.
<b><u>HB 2504 - PUBLIC HEARING</u></b>		
211	Chair Kruse	Closes the public hearing on HB 2504. Opens a public hearing on HB 2506.
<b><u>HB 2506 - PUBLIC HEARING</u></b>		

212 Chair Kruse

Closes the public hearing on HB 2506. Opens a public hearing on HB 2509.

**HB 2509 - PUBLIC HEARING**

213 Chair Kruse

Closes the public hearing on HB 2509. Opens a public hearing on HB 2589.

**HB 2589 - PUBLIC HEARING**

214 Chair Kruse

Closes the public hearing on HB 2589. Opens a public hearing on HB 2592.

**HB - 2592 - PUBLIC HEARING**

215 Chair Kruse

Closes the public hearing on HB 2592. Opens a public hearing on HB 3017.

**HB 3017 - PUBLIC HEARING**

216 Chair Kruse

Closes the public hearing on HB 3017. Opens a public hearing on HB 3134.

**HB 3134 - PUBLIC HEARING**

217 Chair Kruse

Closes the public hearing on HB 3134. Opens a public hearing on HB 3339.

**HB 3339 - PUBLIC HEARING**

218 Chair Kruse

Closes the public hearing on HB 3339. Opens a public hearing on HB 3340.

**HB 3340 - PUBLIC HEARING**

219 Chair Kruse

Closes the public hearing on HB 3340. Opens a public hearing on HB 3369.

**HB 3369 - PUBLIC HEARING**

220 Chair Kruse

Closes the public hearing on HB 3369. Opens a public hearing on HB 3457.

**HB 3457 - PUBLIC HEARING**

221 Chair Kruse

Closes the public hearing on HB 3457. Opens a public hearing on HB 3553.

**HB 3553 - PUBLIC HEARING**

222 Chair Kruse

Closes the public hearing on HB 3553. Opens a public hearing on HB 3657.

**HB 3657 - PUBLIC HEARING**

223 Chair Kruse

Closes the public hearing on HB 3657. Opens a public hearing on HB 3667.

**HB 3667 - PUBLIC HEARING**

224 Chair Kruse

Closes the public hearing on HB 3667. Opens a public hearing on HB 3778.

**HB 3778 - PUBLIC HEARING**

225 Chair Kruse

Closes the public hearing on HB 3778. Opens a public hearing on HJR 11.

**HJR 11 - PUBLIC HEARING**

226 Chair Kruse

Closes the public hearing on HJR 11. Opens a public hearing on HB 3300.

**HB 3300 - PUBLIC HEARING**

227 Chair Kruse

Closes the public hearing on HB 3300. Opens a public hearing on HB 2250.

**HB 2250 - PUBLIC HEARING**

228 Chair Kruse

Closes the public hearing on HB 2250.

229 Chair Kruse

Adjourns the meeting at 5:14 p.m.

Submitted By,

Reviewed By,

Rachel Brown,  
Committee Assistant

Diane Lewis,  
Committee Administrator

Transcribed by

Nora Carlson

**EXHIBIT SUMMARY**

**A – HB 3745, written testimony, Committee Staff, 2pp**

**B – HB 3745, written material, Kitty Percy, 4pp**

**C – HJR 65, written testimony, Gerald Bieberle, 7pp**

**D – HJR 6, written testimony, Rep. Betsy Close, 1pp**

**E – HB 3479, proposed –1 amendment, Committee Staff, 2pp**

**F – HB 3479, written testimony, Committee Staff, 1pp**

**G – HB 3479, written testimony, Bob Livingston, 1pp**

**H – HB 3479, written testimony, Committee Staff, 2pp**

**I – HB 3024, written testimony, Committee Staff, 1pp**

**J – HB 3024, written material, Pam Curtis, 15pp**

**K – HB 3024, proposed 01 amendments, Pam Curtis, 3pp**

**L – HB 3024, written testimony, Jim Russell, 2pp**

**M - HB 3024, written testimony, Sharon Guidera, 2pp**

**N – HB 3024, written testimony, Gina Firman, 1pp**

**O – HB 3024, written material, Denise Chuckovich, 10pp**

**P – HB 3024, written testimony, Callie Schlippert, 1pp**

**Q – HB 3024, written testimony, Pete Shepherd, 1pp**

**R – HB 3024, written testimony, Frank Moore, 10pp**

**S – HB 3024, written material, Kevin Fitts, 32pp**

**T – HB 3024, written testimony, Mariana Bornholdt, 2pp**