

HOUSE COMMITTEE ON HEALTH AND PUBLIC ADVOCACY

April 03, 2001
1:30 p.m.

Hearing Room D
Tapes 70 - 72

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 3793 – Work Session
HB 3212 – Public Hearing and Work Session
HB 3338 – Public Hearing and Work Session
HB 3668 – Public Hearing and Work Session
HB 3268 – 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.

TAPE 70, A

005	Chair Kruse	Calls meeting to order at 1:42 p.m.
008	Rep. Monnes-Anderson	Recognizes public health week and describes its mission.
023	Chair Kruse	Announces that bone marrow screening is being given on the 3 rd floor.
025	Chair Kruse	Opens a work session on HB 3793.
<u>HB 3793 – WORK SESSION</u>		
030	Rep. Morrisette	MOTION: Moves HB 3793 BE REFERRED to the committee on Smart Growth and Commerce WITHOUT RECOMMENDATION as to passage.
032	Rep. Barnhart	States his opposition to a measure involving health issues being referred to another committee without prior discussion.
041	Chair Kruse	Clarifies that the reason for the referral is that the Smart Growth and Commerce Committee had a work group who had been working on the issue for a period of time.
055	Rep. Monnes-Anderson	Announces that she serves on the committee so health issue will be represented.
057	Committee Staff	VOTE: 6-0
060	Chair Kruse	EXCUSED: 3 – Lee, Garrard, Walker, Hearing no objection, declares the motion CARRIED.
062	Chair Kruse	Closes work session on HB 3793; opens public hearing on HB 3212.

HB 3212 – PUBLIC HEARING

065	Diane Lewis	Committee Staff. Provides measure history on HB 3212 and the proposed –1 amendments [EXHIBIT A].
078	Rep. Bill Morrisette	House District 42. Submits and presents testimony in support of HB 3212 [EXHIBIT B].
123	Jacqueline Zimmer	Director, Oregon Association of Area Agencies on Aging and Disabilities (O4AD). Provides testimony in support of HB 3212.
161	Jim Carlson	Representing Oregon Health Care Association and the Oregon Center for Assisted Living. Submits and provides testimony in support of HB 3212 [EXHIBIT C].
208	Rep. Tomei	Refers to submitted material and asks about the percentage of dollars spent to treat nursing home care patients with smoking-related illnesses.
213	Carlson	Responds that 48% percent include dollars that are expended in assisted living and residential care services for patients with smoking-related illnesses.
310	Rep. Morrisette	Asks Mr. Carlson if he is aware of the attorney general’s concern on this issue “...not using the money as it was intended to be used.”
316	Carlson	Responds that the attorney general would not “stand alone” in his opinion of this issue. [Discussion.]
322	Lisa Nuss	Legislative Director, Oregon Alliance of Senior and Health Services. Submits and provides testimony in support of HB 3212 [EXHIBIT D].
349	Dan Kaplan	Deputy Director, Senior and Disabled Services Division. Provides testimony in opposition to HB 3212.
372	Chair Kruse	Refers to a statement made by Governor Kitzhaber that if the Legislature could find ways to restore programs, he wouldn’t oppose them, which is what the bill does.
389	Rep. Barnhart	Refers to Mr. Kaplan’s testimony that the Governor’s proposal for the tobacco money would include \$7 million in smoking prevention; asks if this was an add-back to the Governors’ revised budget.
400	Kaplan	Responds that it has been part of the proposal for the tobacco moneys from the beginning.
408	Rep. Tomei	Asks where would the money come from if dollars were added to the program.
412	Kaplan	Responds that the Governor’s budget includes a budget for the tobacco moneys (describes amounts of various budget items). [Discussion.]
TAPE 71, A		
023	Rep. Barnhart	Asks how much of the tobacco settlement funds would drop through the ending fund balance under the Governor’s plan and current projections for the receipts.
025	Kaplan	Identifies the amount at \$99 million, and that revenue projections could change over the course of session. [Discussion.]
045	Rep. Barnhart	Asks how the tobacco trust fund differs from Ballot Measure 4 that was defeated in November.
050	Kaplan	Responds that he cannot speak to the question and clarifies that the issue at hand is a proposal that lays out a set of specifics.
053	Chair Kruse	Clarifies that the bill has not been heard yet in committee.
055	Rep. Morrisette	Asks if the tobacco trust fund has been established.
057	Kaplan	Agrees that it has not been established: only planned.
063	Chair Kruse	Closes public hearing on HB 3212; opens work session on HB 3212.

HB 3212 – WORK SESSION

075	Rep. Morrisette	MOTION: Moves to ADOPT HB 3212-1 amendments dated 03/16/01.
077	Chair Kruse	Hearing no objection, declares the motion CARRIED.
080	Rep. Tomei	Asks about the change in dollar amount in the proposed –1 amendments.
083	Rep. Morrisette	Responds that the re-basing was not included on the original bill. [Discussion.]
093	Rep. Monnes-Anderson	Provides her opposition to the proposed –1 amendments in that she is not comfortable with the amount of money being proposed when there other programs that may need to be funded out of the tobacco settlement fund. [Discussion.]
175	Committee	Continues with discussion on the dollar amount being proposed in the –1 amendments.
240	Rep. Morrisette	MOTION: Moves HB 3212 BE REFERRED to the committee on Ways and Means.
241	Rep. Tomei	Voices her opposition to the proposed –1 amendments.
255	Rep. Morrisette	States that when the committee toured throughout the State, there was much public concern voiced on removing moneys from specific programs and put into other programs. [Discussion.]
362	Committee Staff	VOTE: 7-0
365	Chair Kruse	EXCUSED: 2 - Garrard, Lee
367	Chair Kruse	Hearing no objection, declares the motion CARRIED.
		Closes work session on HB 3212; opens public hearing on HB 3338.

HB 3212 – PUBLIC HEARING

372	Diane Lewis	Committee Staff. Provides measure history on HB 3338.
410	John Chism	President, Health Initiatives. Submits and presents testimony in support of HB 3338 [EXHIBIT E].
TAPE 70, B		
016	Connie Paschall	Clinical Nurse Specialist, Legacy Health System. Submits and provides testimony in support of HB 3338 [EXHIBIT F].
072	Sen. Verne Duncan	Senate District 12. Provides testimony in support of HB 3338.
092	Diane McLean	Registered Nurse, Metro Family YMCA of Multnomah County. Submits and provides testimony in support of HB 3338 [EXHIBIT G].
155	Rep. Monnes-Anderson	Asks about liability issues if someone was defibrillated and was not supposed to be.
168	Zig Sawzak	Paramedic. Provides a demonstration to the committee on the use of an automatic defibrillator.
240	Rep. Walker	Asks about the cost for the unit.
242	Sawzak	Responds that the costs is at approximately \$3,000.
246	Rep. Morrisette	Asks how many cities currently have the units in their police vehicles.
250	Sawzak	Responds that there are presently seven to eight cities: including some counties.
280	Rep. Barnhart	Asks if a similar bill relating to the defibrillator unit was passed during the last legislative session.
296	Chism	Clarifies that at the 1999 session, a bill was passed that provided immunity to non-medical responders.
305	Bob Montgomery	Private Citizen from Hood River, Oregon. Provides testimony in support of HB 3338.
330	Rep. Monnes-	Comments on the increased number of deaths on football fields.

355 Anderson
Chair Kruse Closes public hearing on HB 3308; opens work session on HB 3308.

HB 3308 – WORK SESSION

360 Rep. Krummel MOTION: Moves HB 3308 to the floor with a DO PASS recommendation.

362 Rep. Krummel Explains his concern with language in the bill but supports it nonetheless because the bill's purpose is to provide a study.

435 Committee Staff VOTE: 7-0

**438 Chair Kruse EXCUSED: 2 - Garrard, Lee
Hearing no objection, declares the motion CARRIED.**

TAPE 71, B

020 Rep. Tomei Shares concern over possible costs related to the study, and not having a representative from the Oregon Department of

025 Lewis Administrative Services (DAS) available to speak to the costs. Clarifies that the Legislative Fiscal office has reported that DAS has reported no fiscal impact.

032 Chair Kruse Closes work session on HB 3338; opens public hearing on HB 3668.

HB 3668 – PUBLIC HEARING

033 Diane Lewis Committee Staff. Provides measure history on HB 3668.

045 Art Ellickson President, Retired and Senior and Volunteer Program (RSVP). Submits and provides testimony in support of HB 3668 [EXHIBIT H].

144 Rep. Barnhart Asks how would the proposed \$250,000 be distributed.

148 Ellickson Responds that the moneys would be mostly directed toward administrative costs: administration of the program and overhead.

161 Rep. Monnes-Anderson Comments on her work with RSVP program and asks if there is coordination between the Oregon Project Independence (OPI) program and the RSVP program.

170 Ellickson Responds that there is a strong association and cooperation with various senior programs throughout Washington County.

186 Rep. Morrisette Comments on the value of volunteers, and the loss of many dollars in volunteer services if the program is lost.

203 Ellickson Refers to submitted material, which speaks to the number of volunteer hours and translated dollars and their services.

210 Jacqueline Zimmer Director, Oregon Association of Area Agencies on Aging and Disabilities (O4AD). Provides testimony in support of HB 3668.

249 Dan Kaplan Deputy Administrator, Senior and Disabled Services Division (SDSD). Provides testimony in opposition to HB 3668.

261 Rep. Krummel Asks if there is any part of the SDSD's budget that was not reduced.

268 Kaplan Responds that SDSD's budget is approximately \$1.2 billion dollars of total funds and remains a very large program that provides services to many individuals. [Discussion.]

292 Rep. Krummel Asks how many positions were eliminated to budget cuts discussed in this bill and in the previous bill.

298 Kaplan Responds that it is a difficult question to answer because there were both additions and reductions in staff positions.

350 Rep. Krummel Asks if any of the additions provide funding for county services.

353 Kaplan Confirms and adds that the division budgets for caseload growth

		and allocates staffing out to SDSO field offices and other aging offices.
360	Rep. Morrisette	Asks if there is justification between the inequity of what it really costs the county to hire people, and the actual money that is awarded.
362	Kaplan	Responds that this is termed “the equity problem: the inequity in AAA reimbursement;” The impact is estimated at 7.5 percent. [Discussion.]
435	Chair Kruse	Closes public hearing on HB 3668; opens work session on HB 3668.

HB 3668 – WORK SESSION
TAPE 72, A

002	Rep. Morrisette	MOTION: Moves HB 3668 BE REFERRED to the committee on Ways and Means by prior reference.
004	Rep. Monnes-Anderson	Shares concern with the specific dollar amounts proposed in the bill, but also provide support for the bill. [Discussion.]
050	Committee Staff	VOTE: 7-0
055	Chair Kruse	EXCUSED: 2 - Garrard, Lee Hearing no objection, declares the motion CARRIED.
057	Chair Kruse	Closes work session on HB 3668; open public hearing on HB 3268

HB 3268 – PUBLIC HEARING

059	Diane Lewis	Committee Staff. Provides measure history on HB 3268.
062	John McCulley	Representing Oregon Speech-Language and Hearing Association. Submits and provides testimony in support of HB 3268 [EXHIBIT I].
121	Rep. Barnhart	Asks if an amended bill would provide standards for certification.
125	McCulley	Responds that the board of examiners would have a lot of input on what the standards would be. [Discussion.]
144	Rep. Krummel	Asks about the location of training programs referred to in testimony.
149	McCulley	Responds that the training programs have not been formally placed. [Discussion.]
173	Rep. Monnes-Anderson	Asks if this would eliminate help for those children in the schools who cannot find a certified speech pathologist.
184	McCulley	Responds that there is a requirement in all states that assistants be supervised by a licensed speech pathologist.
205	Rep. Monnes-Anderson	Suggests that someone from an educational service district or school provide testimony on the issue. [Discussion.]
243	Chair Kruse	Announces that the bill will be rescheduled for subsequent testimony and proposed amendments.
265	Chair Kruse	Closes public hearing on HB 3268 and adjourns the meeting at 3:45pm.

Submitted By,

Reviewed By,

Rachel Brown,
Committee Assistant

Diane Lewis,
Committee Administrator

Transcribed by

Nora Carlson

EXHIBIT SUMMARY

- A – HB 3212, proposed –1 amendments, committee staff, 1pp**
- B – HB 3212, written testimony, Rep. Bill Morrisette, 1pp**
- C – HB 3212, written testimony, Jim Carlson, 2pp**
- D – HB 3212, written testimony, Lisa Nuss, 1pp**
- E – HB 3338, written material, John Chism, 4pp**
- F – HB 3338, written testimony, Connie Paschell, 4pp**
- G – HB 3308, written testimony, Diane McLean, 2pp**
- H – HB 3668, written material, Art Ellickson, 2pp**
- I – HB 3268, written material, John McCulley, 8pp**