

# HOUSE COMMITTEE ON HEALTH AND PUBLIC ADVOCACY

May 1, 2001  
1:30 P.M.

Hearing Room D  
Tapes 105 - 108

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

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

<b>MEASURES</b>	<b>HEARD:</b>	<b>HB</b>	<b>2080</b>	<b>Work</b>
<b>Session</b>			<b>HB 2330</b>	<b>Work</b>
<b>Session</b>			<b>HB 2498</b>	<b>Work</b>
<b>Session</b>			<b>HB 2507</b>	<b>Work Session</b>
		<b>HB</b>	<b>3120</b>	<b>Work</b>
<b>Session</b>			<b>HB 3267</b>	<b>Work Session</b>
			<b>HB 3268</b>	<b>Work Session</b>

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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.

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<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 105, A</b>		
004	Chair Kruse	Calls the meeting to order at 1:45 p.m. and opens a work session on HB 2080.
<b><u>HB 2080 WORK SESSION</u></b>		
013	Diane Lewis	Committee Administrator. Explains HB 2080 to the committee.
020	Rep. Barnhart	Asks about the blank funding space in HB 2080.
028	Chair Kruse	Responds the bill is a funding bill and Ways and Means will fill in the blank.
031	Rep. Monnes-Anderson	Asks if the Oregon Commission on Children and Families (OCCF) is getting preferential treatment.
039	Chair Kruse	Responds that OCCF is an independent agency.
041	Rep. Monnes-Anderson	Provides personal opinion.
043	Chair Kruse	Relates it is up to Ways and Means to decide budget issues.
047	Rep. Tomei	Asks about funding sources for local commissions.
050	Chair Kruse	Responds this bill allows for local commissions' funding.
052	Rep. Tomei	States that the bill implies the allocation of more funds.
054	Rep. Barnhart	Comments on appropriations.
060	Chair Kruse	Respond that the money allocated in the budget process is not, and has historically not been enough for local commissions to reach their goals.
070	Rep. Morrisette	Asks if more money could be included in OCCF's budget without

		HB 2080.
073	Chair Kruse	Responds affirmatively. Relates the intent of HB 2080.
<b>081</b>	<b>Rep. Morrisette</b>	<b>MOTION: Moves HB 2080 to the floor with a DO PASS recommendation and BE REFERRED to the committee on Ways and Means.</b>
083	Rep. Barnhart	Provides personal personal opinion.
103	Chair Kruse	Relates the intention of SB 555 (1999 Session).
112	Rep. Morrisette	Comments on the local commission in Lane County.
122	Chair Kruse	Comments on the Governor's Children's Plan.
127	Rep. Tomei	Provides personal opinion.
133	Rep. Monnes-Anderson	Comments on direct services.
		<b>VOTE: 4-5</b>
		<b>AYE: 4 - Garrard, Morrisette, Walker C, Kruse</b>
		<b>NAY: 5 - Barnhart, Krummel, Lee, Monnes Anderson, Tomei</b>
		<b>The motion FAILS.</b>
<b>140</b>	<b>Chair Kruse</b>	<b>MOTION: Moves HB 2080 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Ways and Means.</b>
<b>160</b>	<b>Rep. Morrisette</b>	
		<b>VOTE: 6-3</b>
		<b>AYE: 6 - Garrard, Krummel, Lee, Morrisette, Walker C, Kruse</b>
		<b>NAY: 3 - Barnhart, Monnes Anderson, Tomei</b>
		<b>The motion CARRIES.</b>
<b>170</b>	<b>Chair Kruse</b>	
174	Chair Kruse	Closes the work session on HB 2080 and opens a work session on HB 2330.
		<b><u>HB 2330 WORK SESSION</u></b>
176	Diane Lewis	Committee Administrator. Explains HB 2330 to the committee. Comments on the -4 and -5 amendments ( <b>EXHIBITS A AND B</b> ).
223	Rep. Lee	Asks who brought the -4 and the -5 amendments.
226	Rep. Janet Carlson	House District 32. Responds the amendments were a result of previous conversations. Explains the -4 and -5 amendments.
271	Chair Kruse	Comments on the deletion of funding language.
279	Rep. Carlson	Explains fiscal issues that local commissions are facing.
297	Chair Kruse	Relates an example of language deletion.
304	Rep. Carlson	Comments on the impact of language deletion.
334	Rep. Tomei	Asks if the governor's office is supportive of HB 2330.
339	Rep. Carlson	Responds affirmatively.
342	Rep. Monnes-Anderson	States concern with funding costs.
369	Rep. Carlson	Explains funding for local commissions on children and families.
		<b>TAPE 106, A</b>
001	Rep. Carlson	Continues discussing funding.
018	Rep. Monnes-Anderson	Asks about funds that pay for consulting services.
027	Rep. Carlson	Explains allocations of funding for different counties.
045	Rep. Monnes-Anderson	Asks why a grant process is needed.
050	Rep. Carlson	Explains what is meant by the word "grant". Explains funding formulas.

062	Rep. Walker	States the bill does not include parameters.
077	Rep. Carlson	Responds that HB 2330 is a small part of other legislation that involves a variety of provisions for the state and local commissions on children and families.
099	Rep. Tomei	Asks why the bill is needed.
101	Rep. Carlson	Responds the bill adds to the early childhood comprehensive package.
134	Rep. Barnhart	Comments on the complexity of the issue.
181	Rep. Garrard	Remarks that as a County Commissioner he shared similar concerns as Rep. Barnhart's. Comments on program control at the local level.
198	Rep. Carlson	Comments on the make up of local commissions. Explains the budgeting process.
216	Rep. Krummel	Asks if HB 2330 is trying to help families in whole and not only individuals.
231	Rep. Carlson	Responds affirmatively.
251	Rep. Krummel	Asks if HB 2330 would become the main funding source for family resource centers.
254	Rep. Carlson	Responds that the different programs have many different sources of funding.
266	Rep. Morrisette	Asks about relief funding.
269	Rep. Carlson	Explains how local commissions use supplemental funding.
274	Rep. Tomei	Asks if OCCF is supportive of HB 2330.
287	Donna Middleton	Director, Oregon Commission on Children and Families. States a concern with mixing funding sources. Relates concerns with the -5 amendments.
321	Rep. Carlson	Relays the intention of the -5 amendments.
343	Middleton	States the concern is with the written language.
363	Rep. Garrard	Discusses the budgeting process
380	Middleton	Concurs with Rep. Garrard. Reiterates concerns.
388	Rep. Carlson	Asks if Middleton is presuming the only money used would be staffing dollars, or if it would be more than that.
391	Middleton	Responds more than staffing dollars.
393	Rep. C Walker	Asks about the family focus.
<b>TAPE 105, B</b>		
013	Rep. Carlson	Responds that local commissions are very family focused. Reiterates the intention of HB 2330.
032	Rep. Lee	Mentions section 3 and asks how Middleton would like the language to read.
036	Middleton	Responds that she would like the money specifically earmarked for planning if that is the intention.
050	Rep. Carlson	Adds that the original planning money has been merged into the Governor's recommended budget. States that the commission will be revising their administrative rules, which could potentially change how funding is used.
063	Rep. Tomei	Asks if HB 2330 broadens the scope and role of local county commissions.
057	Rep. Carlson	Outlines the history of local commissions efforts surrounding children and family issues.
085	Middleton	Comments on the current language structure.
095	Rep. Walker	Explains that much of the funding serves a variety of programs that would have to be cut without appropriate funding.
109	Rep. Carlson	States that Ways and Means will decide on the funding levels.
133	Rep. Walker	Asks about possible program cuts.

137	Rep. Carlson	Responds that the birth to 8-years-old program would include a variety of programs.
145	Rep. Walker	States that counties cannot afford to fund programs without the state paying for them.
149	Rep. Carlson	Comments on current statute.
161	Rep. Walker	Comments on counties interpretation of how to use state dollars.
<b>180</b>	<b>Rep. Krummel</b>	<b>MOTION: Moves to ADOPT HB 2330-5 amendments dated 4/27/01.</b>
		<b>VOTE: 9-0</b>
<b>187</b>	<b>Chair Kruse</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>197</b>	<b>Rep. Krummel</b>	<b>MOTION: Moves HB 2330 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means.</b>
197	Rep. Tomei	States she does not see a need for HB 2330.
201	Rep. Monnes-Anderson	Relates concerns.
212	Rep. Barnhart	Comments on local commissions being self-serving.
226	Rep. Krummel	States that a plan is necessary for providing services. Comments on the need for administration.
276	Rep. Morrisette	Relates his personal opinion.
293	Rep. C Walker	Relates concerns.
337	Chair Kruse	Comments on the budget process.
		<b>VOTE: 5-4</b>
		<b>AYE: 5 - Garrard, Krummel, Lee, Morrisette, Kruse</b>
		<b>NAY: 4 - Barnhart, Monnes Anderson, Tomei, Walker C</b>
<b>370</b>	<b>Chair Kruse</b>	<b>The motion CARRIES.</b>
380	Chair Kruse	Closes the work session on HB 2330 and opens a work session on HB 2498.

**HB 2498 WORK SESSION**

**TAPE 106, B**

002	Diane Lewis	Committee Administrator. Summarizes HB 2498 and the -2 amendments ( <b>EXHIBIT C</b> ).
013	Chair Kruse	Emphasizes that the task force created by the bill will not have a political agenda.
020	Rep. Tomei	Asks about the scientific nature of the proposed task force.
023	Chair Kruse	Explains the direction of the task force.
030	Rep. Tomei	Asks if scientists will be on the task force.
031	Chair Kruse	Responds that task force members will be technical experts.
041	Rep. Barnhart	Provides personal opinion.
056	Rep. Walker	Comments on the bipartisan approach.
071	Rep. Morrisette	Articulates support for the task force.
083	Rep. Garrard	States support for the task force.
087	Rep. Lee	Comments on reservations.
090	Rep. Monnes-Anderson	States concern with the word 'adoption.' Points out that the word 'donation' is more appropriate.
<b>107</b>	<b>Rep. C Walker</b>	<b>MOTION: Moves to ADOPT HB 2498-2 amendments dated 3/6/01.</b>
		<b>VOTE: 9-0</b>
<b>112</b>	<b>Chair Kruse</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>115</b>	<b>Rep. C Walker</b>	<b>MOTION: Moves HB 2498 to the floor with a DO PASS AS AMENDED recommendation and BE</b>

**REFERRED to the committee on Ways and Means.**

**VOTE: 9-0**

**AYE: 9 - Barnhart, Garrard, Krummel, Lee, Monnes  
Anderson, Morrisette, Tomei, Walker C, Kruse**

**The motion CARRIES.**

125 Chair Kruse  
131 Chair Kruse

Closes the work session on HB 2498 and opens a work session on HB 3268.

**HB 3268 WORK SESSION**

138 Diane Lewis

Committee Administrator. Summarizes HB 3268. Explains the – 2 amendments (**EXHIBIT D**).

158 Chair Kruse

Comments on the language of the bill.

166 Lewis

Reviews discussion from a previous meeting.

169 John McCulley

Oregon Speech, Language, and Hearing Association. Testifies in support of HB 3268. Comments on certification process.

188 Rep. Monnes-  
Anderson

Relates concerns.

203 McCulley

Points out specific language in the bill and amendments.

224 Frank Bender

Portland Public Schools. States that people who provide services should be qualified.

242 Rep. Monnes-  
Anderson

Asks what the various professional organizations think about the bill.

267 McCulley

Responds there have not been any objections.

254 Bender

States the bill will be looked on favorably by school administration.

267 Rep. Monnes-  
Anderson

Asks about the certification process.

271 McCulley

Responds that the Board of Examiners for Speech Pathology and Audiology will determine the criteria.

296 Rep. Monnes-  
Anderson

Asks how training will be obtained.

300 Doug Tracey

M.D. Salem Hospital. Responds that current training being done through video conferencing. Relays future plans.

322 Rep. Monnes-  
Anderson

Asserts that the Oregon Department of Education (ODE) should set the certification standards.

329 Tracey

States that the ODE is supportive of the bill. Comments on setting professional standards.

342 Rep. Barnhart

Asks if the board will have enough time to implement administrative rules.

360 McCulley

Responds the operative date will be January 2, 2003.

**TAPE 107, A**

**010 Rep. Morrisette**

**MOTION: Moves to ADOPT HB 3268-2 amendments dated 4/30/01.**

**VOTE: 9-0**

**013 Chair Kruse**

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

**017 Rep. Morrisette**

**MOTION: Moves HB 3268 to the floor with a DO PASS AS AMENDED recommendation.**

022 Rep. Monnes-  
Anderson

Relates her discomfort with issues in the bill.

024 Rep. Barnhart

Comments on possible changes in the future.

**VOTE: 6-1-2**

**AYE: 6 - Barnhart, Garrard, Lee, Morrisette, Tomei,  
Kruse**

**NAY: 1 - Monnes Anderson**

		<b>EXCUSED: 2 - Krummel, Walker C</b>
<b>030</b>	<b>Chair Kruse</b>	<b>The motion CARRIES.</b>
		<b>REP. KRUMMEL will lead discussion on the floor.</b>
040	Chair Kruse	Closes the work session on HB 3268 and opens a work session on HB 2507.
<b><u>HB 2507 WORK SESSION</u></b>		
043	Diane Lewis	Committee Administrator. Summarizes HB 2507. Discusses the -1 amendments ( <b>EXHIBIT E</b> ).
078	Chair Kruse	Further explains the -1 amendments.
096	Rep. Tomei	Asks what problem the bill is trying to fix.
098	Chair Kruse	Responds there is not currently a problem. Comments on a work group to redesign health care in Oregon.
104	Hersh Crawford	Office of Medical Assistance Programs (OMAP). Explains what the amendments do and do not do. Articulates that the point is to expand access to care. States that HB 2507 sends the Oregon Health Plan (OHP) in reasonable direction.
143	Chair Kruse	Points out that the Governor's work group supports this concept.
157	Rep. Barnhart	Asks about Section 2 (2).
162	Crawford	Responds that the bill excludes categorically needy people so they will not go without services.
180	Rep. Barnhart	Asks about the waiting period.
182	Crawford	Relates possible wording for administrative rules.
193	Rep. Monnes-Anderson	Asks if there are current rules relating to full-time students being on the OHP.
203	Crawford	Responds affirmatively.
204	Rep. Monnes-Anderson	Relates concerns.
209	Crawford	Points out that public funds are limited. States that the money needs to be targeted to specific areas.
219	Chair Kruse	Comments on substantiating where funds are needed.
240	Rep. Barnhart	Asks what the current rules are for eligibility of post secondary students.
244	Crawford	Relates the current rules.
267	Rep. C Walker	Points out that many students do not receive financial support from their parents, but must still show their parent's income on the financial aid application forms.
281	Crawford	Reiterates the current rules.
290	Chair Kruse	Concurs that there are difficulties with the current system.
299	Rep. Monnes-Anderson	Comments on student health insurance through universities and colleges.
<b>310</b>	<b>Rep. Morrisette</b>	<b>MOTION: Moves to ADOPT HB 2507-1 amendments dated 4/30/01.</b>
		<b>VOTE: 7-0-2</b>
		<b>EXCUSED: 2 - Tomei, Krummel</b>
<b>313</b>	<b>Chair Kruse</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>318</b>	<b>Rep. Morrisette</b>	<b>MOTION: Moves HB 2507 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 7-0-2</b>
		<b>AYE: 7 - Barnhart, Garrard, Lee, Monnes Anderson, Morrisette, Walker C, Kruse</b>
		<b>EXCUSED: 2 - Krummel, Tomei</b>
<b>325</b>	<b>Chair Kruse</b>	<b>The motion CARRIES.</b>
		<b>REP. MONNES-ANDERSON will lead discussion on the</b>

**floor.**

336 Chair Kruse Closes the work session on HB 2507 and opens a work session on HB 3267.

**HB 3267 WORK SESSION**

**TAPE 108, A**

042 Diane Lewis Committee Administrator. Summarizes HB 3267 and the –1 amendments (**EXHIBIT F**).

062 Rep. Morrisette Asks about appropriation of tobacco settlement funds.

074 Chair Kruse Explains that Oregon will receive settlement funds for the next 20 years.

087 Rep. Morrisette Clarifies that the payments will be annual.

091 Chair Kruse States that this bill will effect the next payment. Gives reasons why the implementation date was chosen.

107 Rep. Morrisette Relates concerns.

111 Rep. Barnhart Comments on the settlement schedule.

117 Chair Kruse States there is a problem with the settlement distribution formula.

124 Rep. Morrisette Asks about possible amendments.

133 Chair Kruse Reads a note from Legislative Counsel

143 Rep. Walker Provides personal opinion.

165 Chair Kruse Comments on the Ways and Means process. Discusses the amendments.

201 Rep. Garrard Asks if the committee should recommend a percentage for funding to the Ways and Means committee.

205 Chair Kruse Responds no.

208 Lewis Comments on the failed Ballot Measure 4 from the 2000 election.

212 Rep. Barnhart Comments on the interest earned from the settlement funds.

217 Chair Kruse Explains a waiver that the state is applying for.

232 Rep. Morrisette Points out that the statute can be amended. Asks about referring another initiative to the voters.

240 Chair Kruse Provides personal opinion.

248 Rep. Morrisette Reiterates previous comment.

252 Rep. Garrard Provides personal opinion.

263 Rep. Tomei Asks about putting provisions into other legislation.

266 Chair Kruse Responds that is doable.

282 Rep. Morrisette Asks about options.

287 Chair Kruse Responds there are a variety of things being worked on.

291 Rep. Barnhart Asks why there is a super-majority in section 2 of the bill.

313 Chair Kruse Responds the point is to not allow future legislatures to destroy the fund.

317 Rep. Barnhart Asks for clarification.

322 Chair Kruse Explains how the legislative process works.

335 Rep. Morrisette States that mental and public health should be included in this bill.

363 Chair Kruse Requests amendments. Closes the work session on HB 3267 and adjourns the meeting at 4:35 p.m.

Submitted By,

Reviewed By,

Rachel Brown,  
Committee Assistant

Diane M. Lewis,  
Committee Administrator

Transcribed By,

Andrew Morris,  
Committee Assistant

**EXHIBIT SUMMARY**

**A – HB 2330, -4 Amendments, Staff, 3 pp.**

**B – HB 2330, -5 Amendments, Staff, 2 pp.**

**C – HB 2498, -2 Amendments, Staff, 3 pp.**

**D – HB 3268, -2 Amendments, Staff, 3 pp.**

**E – HB 2507, -1 Amendments, Staff, 1 p.**

**F – HB 3267, -1 Amendments, Staff, 1 p.**