

HOUSE COMMITTEE ON HEALTH AND PUBLIC ADVOCACY

May 22, 2001
1:30 p.m.

Hearing Room D
Tapes 136 - 141

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, Administrator
Rachel Brown, Administrative Support

MEASURE/ISSUES HEARD: HB 2267 – Work Session
HB 2266 – Work Session
HB 2766 – Work Session
HB 2294 – Work Session
HB 2497 – Work Session
HB 2506 – Work Session
HB 3017 – Work Session
HB 3340 – Work Session
HB 3027 – Work Session
HB 3553 – Work Session
HJR 65 – Work Session
SB 392A – Work Session
SB 786 – Work Session
Informational Meeting: Report from the Coalition of Advocates for Equal Access for Girls

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/#	Speaker	Comments
TAPE 136, A		
003	Chair Kruse	Calls the meeting to order at 1:41 p.m. Opens a work session on HB 2267.
<u>HB 2267 – WORK SESSION</u>		
012	Diane Lewis	Committee Administrator. Summarizes HB 2267. States that the committee has received the -4, -5, -6 amendments [Exhibits C, D and E submitted on 5/21/01]. Summarizes the -8 amendments [EXHIBIT A].
030	Rep. Jeff Merkley	House District 16. Submits the proposed -7 amendments [EXHIBIT B] and submits testimony in support of HB 2267 [EXHIBIT C].
100	Rep. Merkley	Continues with testimony regarding the problems and benefits that certain genes provide to an individual's health.
180	Rep. Merkley	Continues with testimony on insurance company access to personal client information.
185	Chair Kruse	Comments that the -7 amendments are not appropriate to HB

		2267.
188	Rep. Merkley	Responds that there are several mechanisms of moving a bill forward: one is the committee that it was originally introduced in and the second is to find a bill that is pertinent to the topic at hand.
197	Chair Kruse	Comments that it is inappropriate to include the issue of private insurance in a public health bill.
201	Rep. Merkley	Responds that the –7 amendments relate to a public health issue. States that genetic testing has had a chilling effect on health policy.
211	Rep. Barnhart	MOTION: Moves HB 2267 to the floor with a DO PASS recommendation.
218	Rep. Barnhart	MOTION: Moves to ADOPT HB 2267-7 amendments dated 5/21/01.
221	Rep. Morrisette	Comments that the –7 amendments provide a look at a futuristic method of helping people understand the issue of genetic testing, which will be of great benefit.
237	Chair Kruse	States that he would agree if the amendments required only “a look at the issue” rather than an insurance mandate. [Discussion.]
269	Rep. Krummel	Refers to section 6 of the bill and asks about a person inadvertently acquiring genetic information on another person. Asks about the recourse a person has whose genetic information has been obtained by another.
278	Rep. Merkley	Responds that the amendment was drafted to address the word “obtain,” and if someone obtains information inadvertently, their responsibility is to discard the information.
320	Rep. Merkley	Continues with discussion on obtaining genetic information.
370	Maxine McKibben	Department of Insurance, Rates and Forms Unit. Responds that authority through the director’s office is to follow up on any type of discrimination.
383	Patrick Fitzgerald	Manager, Consumer Protection Service, Insurance Division. Describes the types of investigations that can be performed in response to allegations that insurance codes have been violated.
420	Rep. Krummel	Asks if there is a damage limit.
TAPE 137, A		
003	Fitzgerald	Responds that he is not certain if it would apply under the current insurance code. [Discussion.]
014	Rep. Krummel	Refers to the bill and asks what would prevent an insurance company from discriminating against an applicant.
023	Fitzgerald	Responds that there are regulations within the code that requires insurance companies to rate or use a rating for a premium that is within the law.
047	Rep. Alan Bates	House District 52. Presents testimony in support of HB 2267 –8 amendments.
094	John Powell	State Farm Insurance Companies. Submits and presents testimony on the –8 amendments to HB 2278.
163	Powell	Continues with testimony on genetic testing.
187	Peggy Anet	Health Insurance Association of America (HIAA). Presents concerns with the proposed –8 amendments.
258	Rep. Walker	Refers to testimony that states that the bill would affect the ability for a company to offer long-term coverage in the Oregon and asks if genetic testing/information is currently being used.
262	Anet	Responds that it is not. [Discussion.]
310	Rep. Walker	States that there is a provision in the amendments with regard to

325	Powell	having certain genetic markers considered when there is a devastating type marker. Asks how this would have a “chilling effect” if access to information is already available. Discusses how insurance companies might determine which genetic markers should be listed, and which are considered “terminal.”
390	Rep. Morrisette	Comments that this is an important first step to take and suggests possible Interim committee work. [Discussion.]
421 425	Rep. Garrard Chair Kruse	MOTION: Moves to CLOSE DEBATE on HB 2267 VOTE: 9-0 Hearing no objection, declares the motion CARRIED.
428	Rep. Garrard	MOTION: Moves to ADOPT HB 2267-7 amendments dated 5/21/01.
430	Committee Staff	VOTE: 6-3 AYE: 6 - Barnhart, Garrard, Lee, Monnes Anderson, Morrisette, Tomei NAY: 3 - Krummel, Walker C, Kruse
440	Chair Kruse	The motion CARRIES.
TAPE 136, B		
003	Rep. Monnes-Anderson	MOTION: Moves to ADOPT HB 2267-6 amendments dated 05/15/01.
018	Rep. Monnes-Anderson	Describes the purpose of the –6 amendments.
025	Chair Kruse	VOTE: 4-5 AYE: 4 - Barnhart, Monnes Anderson, Morrisette, Tomei NAY: 5 - Garrard, Krummel, Lee, Walker C, Kruse
030	Chair Kruse	The motion FAILS.
039	Chair Kruse	Clarifies that the –8 amendments are his attempt to pull the –4 and –5 amendments together. [Discussion.]
058	Rep. Morrisette	MOTION: Moves to ADOPT HB 2267-8 amendments dated 05/22/01.
062	Rep. Barnhart	Refers to section 2 of the amendments and asks for clarification as to the concerns. [Discussion.]
103	Committee Staff	VOTE: 3-6 AYE: 3 - Krummel, Morrisette, Kruse NAY: 6 - Barnhart, Garrard, Lee, Monnes Anderson, Tomei, Walker C
113	Chair Kruse	The motion FAILS.
114	Rep. Walker	MOTION: Moves to ADOPT HB 2267-4 amendments dated 5/2/01.
116	Committee Staff	VOTE: 9-0 AYE: In a roll call vote, all members present vote Aye.
121	Chair Kruse	The motion CARRIES.
127	Rep. Krummel	MOTION: Moves HB 2267 to the floor with a DO PASS AS AMENDED recommendation.
128	<i>Committee</i>	<i>Discussion on whether Rep. Barnhart’s motion (211) is the MAIN motion – amending Rep. Krummel’s.</i>
140	Committee Staff	VOTE: 8-0

AYE: In a roll call vote, all members present vote Aye.
EXCUSED: 1 - Walker
The motion CARRIES.
MORRISETTE will lead discussion on the floor.

144 Chair Kruse

146 Chair Kruse

Closes the work session on HB 2267 and opens a work session on HB 2266.

HB 2266 – WORK SESSION

148 Diane Lewis

Committee Administrator. Summarizes HB 2266. Submits the proposed –1 amendments [EXHIBIT D].

180 Annette Talbot

Coordinator, Governor’s Work Force Policy. Submits and presents testimony in support of HB 2266 [EXHIBIT E].

225 Rep. Lee

Asks if the JOBS Plus Education Account Program is available to people who are being re-trained because they have been released from working in various industries that no longer exist.

227 Talbot

Responds that the program primarily targets those people who have participated in the JOBS-plus programs which is an on-the-job type of training program. Adds that other bills have been submitted that address dislocated workers.

240 Rep. Tomei

Asks why the activities of school children were not included in the bill.

242 Talbot

Responds that it was not as consistent with the initial intent of the program for education and training. [Discussion.]

265 Rep. Morrisette

MOTION: Moves to ADOPT HB 2266-1 amendments dated 05/22/01.

267 Rep. Monnes-Anderson

Asks if there was any opposition to the amendments.

271 Rep. Morrisette

Responds that there were 8-10 proponents who wanted changes and a work group was formed to refine the issues.

290 Chair Kruse

VOTE: 8-0
EXCUSED: 1 - Walker

292 Chair Kruse

Hearing no objection, declares the motion CARRIED.

294 Rep. Morrisette

MOTION: Moves HB 2266 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.

297 Chair Kruse

Applauds the work group participants for their efforts.

303 Committee Staff

VOTE: 7-0

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

310 Chair Kruse

EXCUSED: 2 - Walker, Monnes-Anderson
The motion CARRIES.

313 Chair Kruse

Closes the work session on HB 2266 and opens a work session on HB 2766.

HB 2766 – WORK SESSION

318 Diane Lewis

Committee Administrator. Summarizes HB 2766.

326 Tom Barrows

Oregon Equal Employment Association. Submits and presents testimony on the proposed –4 amendments [EXHIBIT F].

365 Bill Cardwell

Submits the proposed –1 amendments. Explains the difference between the –1 and -4 amendments.

378 Rep. Barnhart

Asks if the change in language creates a more permissive situation.

384 Barrows

Responds affirmatively. [Discussion.]

408	Rep. Krummel	MOTION: Moves to ADOPT HB 2766-4 amendments dated 05/22/01.
431	Rep. Monnes-Anderson	Refers to section 3, subsection 2, and asks about language relating to group health insurance.
TAPE 137, B 008	Theresa May	Management Resources. Explains that this language was a response to concerns from insurance carriers that two policies were being offered. [Discussion.]
011	Chair Kruse	VOTE: 7-0 EXCUSED: 2 - Walker, Morrisette Hearing no objection, declares the motion CARRIED.
012	Rep. Krummel	MOTION: Moves HB 2766 to the floor with a DO PASS AS AMENDED recommendation.
015	Committee Staff	VOTE: 7-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 2 - Walker, Morrisette
019	Chair Kruse	The motion CARRIES.
021	Rep. Tomei	MOTION: Moves HB 2766 be placed on the CONSENT CALENDAR.
025	Committee Staff	VOTE: 8-0 EXCUSED: 1 - Morrisette
027	Chair Kruse	Hearing no objection, declares the motion CARRIED.
070	Chair Kruse	Closes the work session on HB 2766 and opens a work session on HB 2294
<u>HB 2294 – WORK SESSION</u>		
075	Diane Lewis	Committee Administrator. Summarizes HB 2294 and the –1 amendments [EXHIBIT H].
089	Bob Mink	Director, Department of Human Services (DHS). Provides overview of HB 2294, which deals with the reorganization of DHS. Explains that the proposed –1 amendments deal with administrative issues rather than substantive issues.
108	Rep. Barnhart	Asks what DHS would do if the bill were not passed.
146	Mink	Responds that there is much the department would still be able to do, but DHS would be restricted from abolishing divisions and creating the main categories of services outlined in the reorganization plan.
152	Rep. Garrard	Asks about the status of the vocational rehabilitation program.
154	Mink	Explains that this is an issue of federal law. The program is located under the Department of Education and the law is very prescriptive about the type of organization that is required under vocational rehab. [Discussion.]
184	Rep. Morrisette	Asks what would happen if the bill were not passed this session.
187	Mink	Explains that it would limit his ability to create an integrated field system.
226	Rep. Krummel	Continues with question and discussion on vocational rehabilitation issues.
281	Rep. Barnhart	Asks if the bill gives the director rule-making authority allowing him or her to move forward with his or her recommendations.
289	Mink	Confirms that this is his understanding.

293	Rep. Krummel	Refers to comments regarding the restructuring of the child support enforcement program and asks Mr. Mink's opinion on the program being shifted to the Department of Justice.
301	Mink	Responds that the department has opposed the removal of the child support enforcement office out of the department and further describes the reasons.
337	Chair Kruse	Observes that the bill gives DHS the ability to abolish all of the divisions and asks about the director's rule-making authority during the reorganization process.
355	Mink	Refers to previous discussions on whether to have a legislative oversight committee during the reorganization process so there is accountability. [Discussion.]
420	Mink	Continues with overview on high-profile programs.
TAPE 138, A		
001	Mink	Continues with overview on alcohol and drug services.
027	Chair Kruse	Comments that while he strongly supports having the advocacy positions, he realizes that the current structure prohibits collaborative relationships.
038	Rep. Garrard	Voices strongly that he will not vote for the bill unless there is assurance that an oversight committee will be in place. [Discussion.]
056	Rep. Monnes-Anderson	States that she has been a proponent of bill from the beginning. Cites efforts of pilot programs being used. Adds that the most important issue is being able to deliver services to clients.
076	Rep. Monnes-Anderson	MOTION: Moves to ADOPT HB 2294-1 amendments dated 05/22/01.
080	Committee	Discussion on interim oversight and funding issues.
111	Chair Kruse	VOTE: 7-0 EXCUSED: 2 - Walker, Garrard Hearing no objection, declares the motion CARRIED.
113	Rep. Monnes-Anderson	MOTION: Moves HB 2294 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
133	Committee Staff	VOTE: 7-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 2 - Walker, Garrard
138	Chair Kruse	The motion CARRIES.
142	Chair Kruse	Closes the work session on HB 2294. Calls the meeting to recess due to a Call of the House.
148	Chair Kruse	Reconvenes the meeting. Explains that the following six house bills were scheduled only for the purpose of being referred to the House Rules, Redistricting and Public Affairs Committee and further explains the process.
179	Chair Kruse	Opens a work session on HB 2497.
<u>HB 2497 – WORK SESSION</u>		
183	Jim Gardner	Pharmaceutical Research and Manufacturers of America. Presents the purpose of the proposed–3 amendments [EXHIBIT H].
235	Gardner	Continues with discussion on Section 5 of the proposed amendments that deals with the requirement of rebates on generic drugs.

274	Rep. Monnes-Anderson	Shares two concerns: page 2, lines 22-28, the physicians' opposition to the language, and page 4, section 5, reduction of payment on generic drugs, which she stated, was tried in Florida and failed.
299	Gardner	Responds that this is a work in progress and they are still investigating what is going on in Florida. Confirms that there are concerns in terms of patient privacy but they are being worked out.
341	Diane Lewis	Committee Administrator. Asks about the percentage of generic drugs used by Oregon.
354	Hersh Crawford	Office of Medical Assistance Programs. Responds that the number is 53% percent for generics, but many would tend to be low-cost drugs compared to brand name drugs, which could reduce the percentage. [Discussion.]
420	Committee	Continues with discussion on the 15 percent rebate on generic drugs.
TAPE 139, A		
006	Tom Holt	Oregon State Pharmacists Association. Responds to two of the discussion points. Explains that the law requires substitution of generics when a therapeutic-equivalent is available. As to the question on diagnosis, states that the recommendation is that this would be a significant cost savings.
028	Scott Gallant	Oregon Medical Association (OMA). Presents concerns: putting diagnosis codes on prescriptive drugs, prescription privacy issues, and proposed formulary.
074	Chair Kruse	Clarifies that the bill is not a finished product – it is a work in progress.
110	Rep. Walker	Refers to page 4, line 29 and asks about the exclusion language.
117	Gallant	Responds there have been discussions about “carve outs” of certain medications (i.e., mental health drugs) and during the interim, there was never consensus for an appropriate carve out. [Discussion.]
175	Rep. Walker	Continues with discussion on carve outs and generic rebates.
278	Rep. Walker	Asks about the conditions for reimbursement on co-payments.
286	Holt	Responds that there are concerns on mandatory co-payments and significant work still has to be done. [Discussion.]
324	Rep. Krummel	MOTION: Moves to ADOPT HB 2497-3 amendments dated 05/21/01.
326	Rep. Monnes-Anderson	Voices her opposition to the proposed –3 amendments.
349	Rep. Walker	Asks if a work group will be assigned to work on the concerns raised on the amendments.
352	Chair Kruse	Explains that a work group has been working on this issue for quite some time and will continue to work on the issues. [Discussion.]
384	Committee Staff	VOTE: 6-2 AYE: 6 - Garrard, Krummel, Morrisette, Tomei, Walker C, Kruse NAY: 2 - Barnhart, Monnes Anderson EXCUSED: 1 - Lee
395	Chair Kruse	The motion CARRIES.
401	Rep. Krummel	MOTION: Moves HB 2497 to the floor WITHOUT

RECOMMENDATION as to passage and BE REFERRED to the committee on Rules, Redistricting & Public Affairs by prior reference.

410	Committee	Discussion on diagnosis code language and co-pay language.
TAPE, 139 B		
003	Committee	Continues with discussion on co-pay and formulary issues.
016	Committee Staff	VOTE: 8-1 AYE: 8 - Garrard, Krummel, Lee, Monnes Anderson, Morrisette, Tomei, Walker C, Kruse NAY: 1 - Barnhart The motion CARRIES.
024	Chair Kruse	
025	Chair Kruse	Closes the work session on HB 2497 and opens a work session on HB 2506.
<u>HB 2506 – WORK SESSION</u>		
032	Chair Kruse	Explains that this is a co-pay bill and describes the efforts of the work group.
048	Rep. Tomei	Asks if the bill requires a \$2 co-pay.
050	Chair Kruse	Explains that no dollar amounts have been set and the issues are still being worked out. [Discussion.]
065	Rep. Garrard	MOTION: Moves HB 2506 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Rules and Redistricting & Public Affairs.
072	Rep. Morrisette	Voices his opposition relating to co-payment language. [Discussion.]
077	Committee Staff	VOTE: 6-3 AYE: 6 - Garrard, Krummel, Lee, Tomei, Walker C, Kruse NAY: 3 - Barnhart, Monnes Anderson, Morrisette The motion CARRIES.
082	Chair Kruse	
084	Chair Kruse	Closes the work session on HB 2506. Recesses the committee due to a Call of the House.
086	Chair Kruse	Reconvenes the meeting and opens a work session on HB 3017.
<u>HB 3017 – WORK SESSION</u>		
090	Diane Lewis	Committee Administrator. Submits written testimony on behalf of Sylvia Zingesser [EXHIBIT I] and on behalf of the Office of Mental Health Services [EXHIBIT J].
095	Sen. Avel Gordly	Senate District 10. Presents testimony in support of HB 3017.
175	Rep. Barnhart	MOTION: Moves HB 3017 to the floor with a DO PASS recommendation and BE REFERRED to the committee on Rules and Redistricting & Public Affairs by prior reference.
180	Chair Kruse	Explains that he has worked with Pam Curtis from the Governor's Office in drafting amendment language. [Discussion.]
204	Doris Minard	National Alliance for the Mentally Ill. Presents testimony in support of HB 3017.
233	Callie Schlippert	Executive Director, Oregon Family Support Network. Presents testimony in support of HB 3017.
296	Rep. Krummel	Asks about the status of a parody bill (SB 1331- 1999) passed during the 1999 legislative session.
331	Pam Curtis	Health Care Policy Advisor, Governor's Office. Submits written material in support of HB 3017 [EXHIBIT K]. Responds that there were two outcomes on the parody bill: one was an interim committee and the second was an increase of one additional day

of mental health care. [Discussion.]

362 **Committee Staff** **VOTE: 8-0**
AYE: In a roll call vote, all members present vote Aye.
EXCUSED: 1 - Walker

369 **Chair Kruse** **The motion CARRIES.**

371 Chair Kruse Closes the work session on HB 3017. Calls the meeting to recess due to a Call of the House.

379 Chair Kruse Reconvenes the meeting and opens a work session on SB 786.

SB 786 – WORK SESSION

386 Sen. Avel Gordly Senate District 10. Submits and presents testimony in support of SB 786 [EXHIBIT L].

420 Sen. Gordly Continues with testimony on cultural and ethnic diversity.

TAPE 139, B

020 Sen. Gordly Continues with testimony on service levels.

074 Rep. Krummel Refers to page 1 line 5 of the bill and asks to define the term “universal access.”

084 Sen. Gordly Responds that there are many underserved communities of color in this state and their attempt is to increase access: across-the-board universal access to health care. [Discussion.]

134 **Rep. Tomei** **MOTION: Moves SB 786 to the floor with a DO PASS recommendation.**

137 Rep. Krummel Suggests removing the word “universal access to” and adding “...adequate levels of high quality health care for all Oregonians regardless of ethnic and cultural background.” [Discussion.]

178 **Committee Staff** **VOTE: 8-0**
AYE: In a roll call vote, all members present vote Aye.
EXCUSED: 1 – Lee

190 **Chair Kruse** **The motion CARRIES.**
REP. JACKIE WINTERS (or REP. BARNHART) will lead discussion on the floor.

191 Chair Kruse Closes the work session on SB 786 and opens a work session HB 3340.

HB 3340 – WORK SESSION

196 Chair Kruse Explains that the bill deals with expanding the number of counties to include a integration of human services, pilot program.

206 **Rep. Barnhart** **MOTION: Moves HB 3340 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Rules and Redistricting & Public Affairs by prior reference.**

211 **Committee Staff** **VOTE: 7-0**
AYE: In a roll call vote, all members present vote Aye.
EXCUSED: 2 - Morrisette, Lee

215 **Chair Kruse** **The motion CARRIES.**

217 Chair Kruse Closes the work session on HB 3340 and opens a work session on HB 3027.

HB 3027 – WORK SESSION

219 Chair Kruse Presents measure history on the bill, which relates to the bulk

235	Rep. Barnhart	purchase of drugs. MOTION: Moves HB 3027 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Rules and Redistricting & Public Affairs by prior reference.
244	Committee Staff	VOTE: 8-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 1 - Lee
249	Chair Kruse	The motion CARRIES.
250	Chair Kruse	Closes the work session on HB 3027 and opens a work session on HB 3353.
<u>HB 3353 – WORK SESSION</u>		
252	Chair Kruse	Explains that the work group is working on putting “sideboards” on the process of Oregon Health Plan (OHP) development. Adds that there are also discussions on who is administering various parts of OHP and provider reimbursement rates.
278	Rep. Tomei	Asks if HB 2519 is already passed, why this bill is necessary.
280	Chair Kruse	Explains that HB 2519 is a waiver request bill.
289	Rep. Monnes-Anderson	Asks about the rumored conflict with the bill and HB 2519.
303	Chair Kruse	Explains that the bill was drafted early in the session and they have since moved in a different direction. [Discussion.]
344	Rep. Garrard	MOTION: Moves HB 3553 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Rules and Redistricting & Public Affairs by prior reference.
349	Rep. Morrisette	Voices his opposition to the bill concerning the “relating to” clause. [Discussion.]
400	Committee	Continues with discussion on the “relating to” clause.
405	Committee Staff	VOTE: 7-1 AYE: 7 - Barnhart, Garrard, Krummel, Morrisette, Tomei, Walker C, Kruse NAY: 1 - Monnes Anderson EXCUSED: 1 – Lee
416	Chair Kruse	The motion CARRIES.
418	Chair Kruse	Closes the work session on HB 3553 and opens a work session on HJR 65.
<u>HJR 65 – WORK SESSION</u>		
420	Diane Lewis	Committee Administrator. Provides the committee with measure history on HJR 65 and summarizes the proposed –1 amendments [EXHIBIT M].
TAPE 140, A		
004	Rep. Jeff Merkley	House District 16. Presents testimony in support of HJR 65.
111	Rep. Barnhart	Asks if he supports the proposed –1 amendments.
113	Rep. Merely	Responds that he has not seen the actual amendments and has heard that it is a change that allows the bill to move forward.
028	Rep. Garrard	MOTION: Moves to ADOPT HJR 65-1 amendments dated 05/17/01.
041	Rep. Tomei	Voices her strong opposition to the proposed amendments.
033	Committee Staff	VOTE: 5-3 AYE: 5 - Barnhart, Garrard, Krummel, Walker C, Kruse

NAY: 3 - Monnes Anderson, Morrisette, Tomei

EXCUSED: 1 - Lee

The motion CARRIES.

039 Chair Kruse

042 Rep. Garrard

MOTION: Moves HJR 65 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.

043 Rep. Tomei

Restates her strong opposition to the proposed amendment language relating to the issue of removing the word diverse.

048 Rep. Barnhart

Concurs with Rep. Tomei and further comments that the bill recognizes the realities of the way people live in our culture. Adds that it requires a real stretch to consider the language that was drafted as objectionable. [Discussion.]

065 Genoa Ingram

Co-Chair, Oregon Housing Lobby Coalition. Presents testimony in support of HJR 65 and provides support for the –1 amendments if that is what it takes to get the bill sent back to the floor and passed to the Senate.

088 Committee Staff

VOTE: 8-0

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

EXCUSED: 1 - Lee

091 Chair Kruse

The motion CARRIES.

095 Chair Kruse

Closes the work session on HJR 65 and opens a work session on SB 392A.

SB 392A – WORK SESSION

098 Diane Lewis

Committee Administrator. Summarizes SB 392A.

114 Rep. Walker

MOTION: Moves SB 392A to the floor with a DO PASS recommendation.

118 Rep. Barnhart

Asks if the bill's purpose is to create a fund allowing the state to be paid from proceeds of a tort claim.

117 Hersh Crawford

Administrator, Office of Medical Assistance Program. Responds that the bill requires better notification requirements allowing the state and managed-health care plans to pursue a claim against any settlement.

147 Rep. Walker

Calls the previous motion.

150 Committee Staff

VOTE: 8-0

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

EXCUSED: 1 - Lee

156 Chair Kruse

The motion CARRIES.

BARNHART will lead discussion on the floor.

159 Chair Kruse

Closes the work session on SB 392A and opens an informational meeting.

INFORMATIONAL MEETING - Report from the Coalition of Advocates for Equal Access for Girls

172 Diane Lewis

Committee Administrator. Submits testimony on behalf of the Oregon Youth Authority [EXHIBIT N].

182 Pam Patton

President, Coalition of Advocates for Equal Access for Girls. Presents history on the purpose of the report.

197 Doug Wilson

Administrator, Office of Finance and Policy Analysis/DHS. Submits and presents overview of report [EXHIBIT O].

240 Rep. Barnhart

Comments on the numbers in gender services referred to in overview. [Discussion.]

298 Patton

Continues with discussion on the increase of girls committing

		crimes.
350	Mickey Lansing	Deputy Director, Oregon Commission on Children and Families (OCCF). Submits and presents testimony on equal access for girls [EXHIBIT P].
420	Lansing	Continues with testimony on their gender-specific resource guide.
TAPE 141, A		
003	Rep. Tomei	Comments that boys tend to act out more and girls tend to internalize and cautions on the need to look at those girls who are not acting out –quietly needing help. [Discussion.]
088	Rep. Krummel	Asks who is advocating for boys.
092	Patton	Explains the history on advocating for girls and agrees that there is need to advocate for boys and to provide services for both girls and boys. [Discussion.]
249	Rep. Garrard	Asks about the types of services currently available for boys.
257	Wilson	Refers to page 24 of the handout.
265	Rep. Barnhart	Comments that testimony given has provided him with the insight that you need to use gender-specific approach to boys and girls because of the way that they differ.
268	Patton	Agrees and states that this is their message: when you improve services for girls they are improved for boys.
292	Lansing	Refers to a policy and procedure draft from the state commission, which proposes that all programs funded through OCCF include all participants to be entitled to equal access and to services.
302	Janet Erins	Board member, Coalition for Equal Access to Services for Boys and Girls. Presents testimony on equal access efforts.
370	Erins	Continues with testimony on recommendations: accessibility, capacity and gender-specific services.
393	Rep. Barnhart	Asks if there are adequate services available.
395	Erins	Responds that they are struggling: they have not only begun to release low-level offenders (mostly girls), and are now looking at releasing felons. [Discussion.]
406	Rep. Barnhart	Asks to identify the exact problems areas.
411	Patton	Responds that the problem, as in all states, is that Oregon has had to continually focus on what is the greatest and loudest need.
TAPE 140, B		
001	Patton	Continues with explanation on shifting dollars in response to needs.
019	Barnhart	Clarifies that what Ms. Patton is attempting to say is that “we could use a lot more dollars, and we would spend them well, but we don’t have any.”
021	Patton	Concurs.
023	Chair Kruse	Provides his appreciation to all the participants who came forward and provided testimony. Also expresses his appreciation to the committee staff and to the committee members for their efforts during the 2001 Legislative Session.
040	Chair Kruse	Adjourns the meeting at 7:00 p.m.

Submitted By,

Reviewed By,

Rachel Brown,

Diane Lewis,

Committee Assistant

Committee Administrator

Transcribed By,

Nora Carlson

EXHIBIT SUMMARY

- A – HB 2267, – 8 amendments, dated 5/22/01, 1p**
- B – HB 2267, –7 amendments, dated 5/21/01, 10pp**
- C – HB 2267, written testimony (HB 2917), Rep. Merkley**
- D – HB 2266, – 1 amendments, dated 5/22/01, Rep. Morrisette, 6 pp**
- E – HB 2267, written overview on proposed amendments, Annette Talbot, 2pp**
- F – HB 2766, – 4 amendments, 7pp**
- G – HB 2294, – 1 amendments, Committee Staff, 5pp**
- H – HB 2497, – 3 amendments, Jim Gardner, 5pp**
- I – HB 3017, written testimony, Committee Staff, 2pp**
- J – HB 3017, written testimony, Committee Staff, 2pp**
- K – HB 3017, written testimony and material, Pam Curtis, 14pp**
- L – SB 786, written testimony, Sen. Avel Gordly, 6pp**
- M – HJR 65, proposed – 1 amendments, Rep. Bob Patridge, 1p**
- N – Report from the Oregon Youth Authority, Committee Staff, 16pp**
- O – Report from Department of Human Services, Doug Wilson, 32pp**
- P – Report from the Oregon Commission on Children and Families, 16pp**