

HOUSE COMMITTEE ON HUMAN RESOURCES

May 19, 1999 Hearing Room E

6:00 PM Tapes 94 - 95

MEMBERS PRESENT: Rep. Jeff Kruse, Chair

Rep. Kitty Piercy, Vice-Chair

Rep. Betsy Close-Vice-Chair

Rep. Jerry Krummel

Rep. Jackie Taylor

Rep. Jackie Winters

MEMBER EXCUSED: Rep. Mike Lehman

Rep. Bill Morrisette

STAFF PRESENT: Janet L. Carlson, Administrator

Diane M. Lewis, Administrative Support

MEASURE/ISSUES HEARD: SB 141A Work Session

SB 312A Work Session

SB 302 Work Session

SB 825 Work Session

SB 1096A 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/#	Speaker	Comments

TAPE 94, A

006	Chair Kruse	Calls the meeting to order at 6:30 P.M. and opens a work session on SB 141A.
<u>SB 141A WORK SESSION</u>		
012	Gerald Bieberle	Residential Providers Association of Oregon, submits and presents written testimony in support of SB 141A (EXHIBIT A), and explains the ñA5 amendments dated 5/19/99 (EXHIBIT B). Explains the problem for residential care providers who are being asked to provide services that the funding agencies are not paying for, resulting in unfunded mandates. Discusses the "slot system" of payment to residential care facilities by Mental Health and Developmental Disabilities Services Division (MH/DDSD). Refers to EXHIBIT A, page 2, and explains that the amendments focus provisions of the bill. States that all parties potentially affected by the bill support the ñA5 amendments.
063	Rep. Piercy	MOTION: Moves to ADOPT SB 141-A5 amendments dated 5/19/99.
		VOTE: 6-0 EXCUSED: 3 - Knopp, Lehman, Morrisette
065	Chair Kruse	Hearing no objection, declares the motion CARRIED.
068	Rep. Piercy	MOTION: Moves SB 141A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 6-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 3 - Knopp, Lehman, Morrisette
075	Chair Kruse	The motion CARRIES. REP. PIERCY will lead discussion on the floor.
077	Chair Kruse	Closes the work session on SB 141A and opens a work session on SB 312A.

SB 312A WORK SESSION

083	James Toews	Assistant Administrator, Developmental Disabilities Services, MH/DDSD, testifies in support of SB 312A. Explains that the bill provides MH/DDSD authority to certify foster care homes for disabled children, independent of Services to Children and Families (SCF), and authority to make sure all statutory benefits provided to foster care homes are being received by foster care homes. Discusses foster care home benefits. Discusses issues and concerns raised by child advocates and foster care providers during the transition of oversight from SCF to MH/DDSD and effects of SB 312A amendments dated 5/18/99 (EXHIBIT C).
140	Rep. Winters	Clarifies that MH/DDSD intends to be consistent with families by providing services previously provided to disabled children in foster care by SCF.
150	Toews	Responds affirmatively.
146	Rep. Piercy	Expresses her appreciation for the collaborative efforts among SCF, MH/DDSD, advocates of disabled children, and foster care families.
155	Caleb Heppner	Deputy Administrator, SCF, testifies in support of SB 312A and the A2 amendments. Explains that consistency of services for foster families is a priority.
174	Kathryn Weit	Oregon Developmental Disabilities Council (ODDC), testifies in support of SB 312-A2. Promises to be a supportive entity in the rule making process.
197	Rep. Close	Comments that she has received letters in opposition to SB 312A and is concerned that 1½ pages of amendments adequately addresses everyone's concerns. States that she believes the issue is too great to address now, and should be further investigated during the interim.
195	Weit	Responds that the rule making process cannot start until statutory authority is provided to MH/DDSD through SB 312A. States that ODDC is comfortable with language in the bill. Emphasizes the need for families to remain in the process. Reports that discussions conducted with the agencies have been taped. Believes that the process of creating good legislation has evolved into an inclusive and collaborative effort.
234	Rep. Close	States that when Department of Human Resources drafted the bill it did not involve families or address their concerns.
240	Toews	Responds that the department mistakenly looked at the original legislation as a technical amendment to existing policy. States that there has been effort to include families and advocates. Explains that MH/DDSD is responsible for foster care homes regardless of whether or not SB 312A passes. Maintains that the bill will provide families with consistency in services and support systems, and will avoid duplications between SCF and MH/DDSD.
264	Rep. Krummel	Refers to letters his office has received opposing SB 312A and the concern of duplication of services.

275	Chair Kruse	States that everyone in the committee received the same packet of letters. Explains that those letters were in regard to SB 312A as it came out of the Senate Committee. Maintains that the A2 amendments address these concerns. Reports that this issue will be a priority of the Interim Human Resources Committee.
300	Rep. Winters	States that she is satisfied that concerns have been investigated and responded to in the A2 amendments.
305	Rep. Winters	MOTION: Moves to ADOPT SB 312-A2 amendments dated 5/18/99.
313	Rep. Close	Comments that all she sees in the amendments is changing "license" to "certificate", and revisions to the rule making process.
316	Chair Kruse	States that the important provision of the amendments is rule making.
328	Toews	Discusses problems that occurred for foster care families requiring the attention of the department. States that these issues will continue to be addressed.
336	Rep. Krummel	Asks for specific examples of "duplication" that families were alluding to in their letters of opposition.
341	Toews	Responds that the bill prevents a home from going through the certification process multiple times.
		VOTE: 6-1 AYE: 6 - Knopp, Krummel, Piercy, Taylor, Winters, Kruse NAY: 1 - Close EXCUSED: 2 - Lehman, Morrisette
335	Chair Kruse	The motion CARRIES.
370	Rep. Winters	MOTION: Moves SB 312A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 6-1 AYE: 6 - Knopp, Krummel, Piercy, Taylor, Winters, Kruse NAY: 1 - Close EXCUSED: 2 - Lehman, Morrisette

383	Chair Kruse	<p>The motion CARRIES.</p> <p>REP. WINTERS will lead discussion on the floor.</p>
385	Chair Kruse	Closes the work session on SB 312A and opens a work session on SB 302.
<u>SB 302 WORK SESSION</u>		
405	Don Walker, N.D.	Naturopathic Physician, submits and presents written testimony in support of SB 302 (EXHIBIT D).
TAPE 95, A		
025	Rep. Krummel	Asks about specifics regarding naturopathic doctors who provide services of natural childbirth.
030	Walker	<p>Responds by explaining requirements for naturopathic doctors who assist women in childbirth.</p> <ul style="list-style-type: none"> • Extended, continued education - -yearly. • Certified by Naturopathy Board of Examiners.
048	Rep. Piercy	MOTION: Moves SB 302 to the floor with a DO PASS recommendation.
		<p>VOTE: 6-1</p> <p>AYE: 6 - Close, Knopp, Krummel, Piercy, Winters, Kruse</p> <p>NAY: 1 - Taylor</p> <p>EXCUSED: 2 - Lehman, Morrisette</p>
055	Chair Kruse	<p>The motion CARRIES.</p> <p>REP. KRUMMEL will lead discussion on the floor.</p>
055	Chair Kruse	Closes the work session on SB 302 and opens a work session on SB 825

SB 825 WORK SESSION

065	Art Keil	Association of Naturopathic Physicians, submits and presents written testimony in support of SB 825 (EXHIBIT E). Discusses naturopathic physician referrals to and from physical therapists. Reports that physical therapists support the bill.
089	Rep. Krummel	Asks about language in the bill referring to "out of state practitioners" and the potential for problems this language may create.
120	Keil	Responds that there is no concern on the part of naturopathic physicians.
130	Don Walker	Naturopathic Physician, submits written testimony in support of SB 825 (EXHIBIT F).
135	Rep. Piercy	MOTION: Moves SB 825 to the floor with a DO PASS recommendation.
		VOTE: 6-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 3 - Knopp, Lehman, Morrisette
142	Chair Kruse	The motion CARRIES. REP. KRUMMEL will lead discussion on the floor.
145	Chair Kruse	Closes the work session on SB 825 and opens a work session on SB 1096A.

SB 1096A WORK SESSION

157	Ed Patterson	Oregon Association of Hospital and Health Systems (OAHHS), submits and presents written testimony in support of SB 1096A (EXHIBIT G), and explains the ñ2 amendment dated 5/18/99 (EXHIBIT H).
206	Scott Gallant	Oregon Medical Association, testifies in support of SB 1096A and the ñA2 amendments.
210	Rep. Piercy	MOTION: Moves to ADOPT SB 1096-A2 amendments dated 5/18/99.

		VOTE: 7-0 EXCUSED: 2 - Lehman, Morrisette
214	Chair Kruse	Hearing no objection, declares the motion CARRIED .
215	Rep. Piercy	MOTION: Moves SB 1096A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 7-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 2 - Lehman, Morrisette
225	Chair Kruse	The motion CARRIES . REP. LEHMAN will lead discussion on the floor.
240	Chair Kruse	Closes the work session on SB 1096A and adjourns the meeting at 7:15 P.M.

Submitted By, Reviewed By,

Diane M. Lewis, Janet L. Carlson,
Administrative Support Administrator

EXHIBIT SUMMARY

A ñ SB 141A, written testimony, Gerald Bieberle, 2 pp.

B ñ SB 141-A5 amendments dated 5/19/99, Gerald Bieberle, 1 p.

C ñ SB 312-A2 amendments dated 5/18/99 and written information from workgroup, James Toews, 7 pp.

D ñ SB 302, written testimony, Don Walker, 3 pp.

E ñ SB 825, written testimony, Art Keil, 1 p.

F ñ SB 825, written testimony, Don Walker, 2 pp.

G ñ SB 1096A, written testimony, Ed Patterson, 3 pp.

H ñ SB 1096-A2 amendments dated 5/18/99, Ed Patterson, 1 p.