

HOUSE COMMITTEE ON CHILDREN AND FAMILIES

May 6, 1997 Hearing Room D

1:00PM Tapes 95 - 98

MEMBERS PRESENT:

Rep. Liz VanLeeuwen, Chair

Rep. Kitty Piercy, Vice-Chair

Rep. Bob Jenson

Rep. Jeff Kruse

Rep. Kurt Schrader

Rep. Mark Simmons

MEMBER EXCUSED: Rep. Dennis Luke

STAFF PRESENT:

Janet Carlson, Administrator

Berri Sellers, Administrative Support

MEASURE/ISSUES HEARD:

HB 2170 Work Session

HB 2169 Work session

HB 2167 Work Session

HB 3050 Work Session

HB 2543 Work Session

HB 2574 Work Session

HB 2575 Work Session

HB 2577 Work Session

HB 2578 Work Session

HB 3182 Public Hearing and Work Session

HB 2504 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/#	Speaker	Comments
Tape #94 not used.		
TAPE 95, A		
003	Chair VanLeeuwen	Chair calls meeting to order at 1:13 pm. Discusses the parenting program legislation before the committee (EXHIBIT A). Explains that the problem with parenting programs is that they are not coordinated. Comments that HB 2708 will be amended to address these concerns.
<u>HB 2170</u> <u>WORK</u> <u>SESSION</u>		
036	Janet Carlson	Committee Administrator. Explains why we are bringing HB 2170 back before the committee.
043	Rep. Luke	Moves to suspend the rules for the purpose of sending HB 2170 to the Committee on Ways and Means.
045	Chair VanLeeuwen	Hearing no objections, declares the motion CARRIED.
049	Rep. Luke	MOTION: Moves HB 2170 to the Committee on Ways and Means with a DO PASS recommendation.
		VOTE: 7-0
075	Chair VanLeeuwen	Declares the motion ADOPTED.
085		Closes work session on HB 2170 and opens the work session on HB 2169.
<u>HB 2169</u> <u>WORK</u> <u>SESSION</u>		
090	Carlson	Provides overview of the -3 amendments. Details three changes that are incorporated into the amendments (EXHIBIT B).
110	Chair VanLeeuwen	Asks if the work group is in agreement on the amendments?
118	Tim Travis	Juvenile Rights Project, Inc. Yes, they are in agreement.
122	Tom Hart	Oregon District Attorney's Association. Comments that they are in agreement.
125	Linda Guss	Attorney General's Office. Comments that they are in agreement.

128	Vice-Chair Piercy	MOTION: Moves to ADOPT HB 2169-3 amendments dated 05/06/97.
135	Chair VanLeeuwen	Hearing no objections, declares the motion CARRIED.
136	Vice-Chair Piercy	MOTION: Moves HB 2169 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 6-0 EXCUSED: 1 - Simmons
144	Chair VanLeeuwen	Declares the motion CARRIED.
146		Closes the work session on HB 2169 and opens work session on HB 2167.
<u>HB 2167</u> <u>WORK</u> <u>SESSION</u>		
160	Carlson	Provides overview of the HB 2167 -3 amendments (EXHIBIT C). Explains that the amendments specifically state that the donations to the Department of Human Resources can only be used for the Volunteer Department and its program costs. Donations may not be used for administrative costs.
173	Georgena Carrow	Director of the Department of Human Resources Volunteer Program. Explains that she supports the -3 amendments.
177	Rep. Kruse	MOTION: Moves to ADOPT HB 2167 amendments dated 05/06/97.
179	Chair VanLeeuwen	Hearing no objections, declares the motion CARRIED.
187	Rep. Kruse	MOTION: Moves HB 2167 to the Committee on Ways and Means with a DO PASS AS AMENDED recommendation.
		VOTE: 7-0
	Chair VanLeeuwen	Declares the motion CARRIED.
197		Closes work session on HB 2167 and opens work session on HB 3050.
<u>HB 3050</u> <u>WORK</u> <u>SESSION</u>		
225	Carlson	Provides overview of HB 3050 and the -3 amendments (EXHIBIT D).
245	Gary Weeks	Director of the Department of Human Resources. Clarifies that the Department of Human Resources is not interested in

		integrating Department of Human Resources and the entire judicial system. Their interest is having the judicial department involved when Human Resources is working in the community.
269		Explains that their preference is to completely delete line 3 on page 2. Would like to say that their goal is to have three counties fully integrated by the beginning of the next legislative session. Is concerned about counties wondering why they are not included in the wording of the legislation.
277	Chair VanLeeuwen	Comments that her understanding is that what they wanted to accomplish was having three more counties in addition to the existing ones.
282	Chuck Diamond	Director of the Community Partnership Team for the Department of Human Resources. The team is doing project work in 34 of 36 counties. This legislation is far more comprehensive than the existing projects.
316	Rep. Luke	Comments that he cannot ever remember voting for a bill that eliminates counties from pilot projects.
329	Weeks	These counties are not eliminated. The intention is to ensure that they are going to engage in three brand new counties that don't already have projects underway.
360	Diamond	Comments that with the previous language they would be providing this mandate in six counties.
373	Vice-Chair Piercy	Explains that there is no full service project anywhere. Believes that the committee wants to establish three counties for this project.
384	Diamond	Yes.
393	Rep. Kruse	Will you have to cut services in other counties if this body determines that these funds should go to specific counties?
397	Weeks	No. This is letting us know that the legislature supports what we are doing.
TAPE 96, A		
030	Diamond	Believes that the Department of Human Resources can integrate at least three counties.
039	Vice-Chair Piercy	MOTION: Moves to ADOPT HB 3050-3 amendments dated 05/06/97 and that the measure be FURTHER AMENDED on page 2, by deleting "Lines 9 and 10".
046	Rep. Kruse	Objects to this motion. Explains that he would rather see six counties doing the fully integrated service projects.
057	Weeks	If you don't change the wording, you're legislating specific counties rather than offering them the opportunity.
067	Rep. Schrader	Comments that he is concerned about the bill. Uncomfortable with the term "fully integrated." Comments that we have a simple two page bill that will fully integrate three counties.
077		

	Chair VanLeeuwen	Explains that this would provide legislative intent explaining our interest in these services. We want these services to be people friendly and usable.
089	Weeks	Explains that his reading is a statement of support for this system.
100	Rep. Jenson	Are there any working models of what were talking about here?
104	Weeks	The closest we have is the Coos County Model.
107	Rep. Jenson	Isn't this an ambitious project for a two-year period?
110	Weeks	Probably, but we need to put pressure on ourselves to move forward. The department will come back and report to the legislature next session.
121	Rep. Schrader	Likes the concept of the bill, but does not understand what we are achieving. Comments that the only real information we have from the department is information about Coos County's integrated system, but that it was more of a "feel good" session than valuable information.
131	Carlson	Explains that the North Lake Wellness Center is another good example of an integrated program. They strive to have one person who works with each family and not several caseworkers for each family.
145	Diamond	Comments that "fully integrated" is not something that can be spelled out --each county defines what their integrated system will look like.
156	Rep. Schrader	Maybe there should be a word change to say "to the extent that the local jurisdictions want to be integrated."
165	Chair VanLeeuwen	Comments that this changes in every county.
178	Carlson	Comments that this refers back to subsection (1). A good example of the integration of information is the "Pathways" project in Clackamas County.
		VOTE: 5-0 EXCUSED: 2 - Simmons, Kruse
199	Chair VanLeeuwen	Declares the motion CARRIED.
202	Vice-Chair Piercy	MOTION: Moves to ADOPT HB 3050-3 amendments dated 05/06/97.
		VOTE: 5-0 EXCUSED: 2 - Simmons, Kruse
215	Chair VanLeeuwen	Declares the motion CARRIED.
230		

		Closes work session on HB 3050 and opens work session on HB 2543.
<u>HB 2543</u> <u>WORK</u> <u>SESSION</u>		
240	Carlson	Provides overview of HB 2543-1 amendments (EXHIBIT E). Explains that the original bill suspended public assistance with specific circumstances. Explains the vicious dog clause was removed by the amendments. Comments that the agency testified that this is helpful to them.
268	Vice-Chair Piercy	Did we have testimony about how this would affect children in the family if they lost their subsidies?
277	Chair VanLeeuwen	In many of the cases, the money is not being used by the parents to buy the things that they should be buying for their children.
287	Rep. Luke	Comments that the House Education Committee has moved bills that put penalties on parents whose children don't attend school as required by law. Let's ask Legislative Counsel to come down.
320	Chair VanLeeuwen	Opens work session on HB 2574.
<u>HB 2574</u> <u>WORK</u> <u>SESSION</u>		
325	Carlson	Explains HB 2574 and the -1 amendment. Explains that the bill would require a minimum of eight hours child care training, as well as CPR training and food handlers training.
340	Vice-Chair Piercy	Asks if Wendy Willett or Janis Elliot from the Child Care Division could come forward.
350	Chair VanLeeuwen	Explains that we're going to postpone the hearing until later because she has not had the opportunity to review the amendments.
375	Vice-Chair Piercy	Explains the eight hour clause and the first aid requirements.
390	Chair VanLeeuwen	Asks if we can move this to Thursday?
400	Vice-Chair Piercy	Comments that if there is any confusion, it is her responsibility.
410	Wendy Willett	Child Care Division. Explains that the only change is the -1 amendments which would require eight hours of child care training for providers.
420	Chair VanLeeuwen	Comments that she would like more specifics about this bill before they go any further.
TAPE 95, B		

<u>HB 2543</u>		
<u>Work Session</u>		
022	Chair VanLeeuwen	Reopens work session on HB 2543.
026	Rep. Luke	Explains to Legislative Counsel that they had attendance language in a bill that has already been pushed through the House.
028	Cindy Hunt	Explains that House Education Committee already put a bill together that placed attendance requirements on parents. Comments on legislation that was introduced last session.
055	Rep. Luke	Is there anything in the -1 amendments that would be contradictory to federal law?
061	Hunt	This only allows Adult and Family Services to do this, it does not mandate them. If it was contradictory to federal law, they wouldn't have to do it.
066	Vice-Chair Piercy	Are there confidentiality issues about accessing the names of people who are on public assistance?
070	Hunt	Adult and Family Services would have to cross-reference with the school district. There are some laws that protect students.
080	Chair VanLeeuwen	Closes work session on HB 2543 and opens work session on HB 2575.
<u>HB 2575</u>		
<u>WORK SESSION</u>		
090	Carlson	Explains the -2 amendments (EXHIBIT F). Explains that the original bill added health and safety requirements to statute. Comments that some health and safety requirements are in rule. The question is should these be added to statute or to administrative rules. In the amendments on page 2 starting on line 11, it gives authority to the Child Care Division to establish standards.
114	Vice-Chair Piercy	Explains that these are general categories per the chair's suggestion.
128	Rep. Luke	Comments that on page 2, lines 13-20, these rules might be too specific for providers. Wants language that says that there has to be flexibility in these procedures.
149	Vice-Chair Piercy	Comments that in the prior bill it was more specific. What would the committee prefer?
159	Rep. Schrader	Comments that he is comfortable with the -2 amendments.
179	Janis Elliot	Oregon Child Care Division. On page 3 on the -2 amendments, line 9, there is provision that all the rules come through the appropriate legislative committee.
204	Rep. Luke	Will the rules to be adopted come before a legislative committee?

209	Elliot	Yes.
220	Chair VanLeeuwen	Asks Rep. Luke if he has any problems with these amendments?
223	Rep. Luke	Comments that if the division has to bring the rules back before a committee before they will be adopted, he has no problem with them.
225	Carlson	Explains that the division would have the authority to set standards through the rulemaking process.
243	Rep. Simmons	Comments that he is uncomfortable with a no smoking rule in child care facilities.
247	Vice-Chair Piercy	Comments that these rules cannot be adopted without bringing them back before a committee.
280	Chuck Shekitoff	Oregon Law Center. Comments that under the Oregon Indoor Clean Air Act smoking is not allowed in certain places anyway.
286	Vice-Chair Piercy	MOTION: Moves to ADOPT HB 2575-2 amendments dated 05/06/97.
288	Chair VanLeeuwen	Hearing no objections, declares the motion CARRIED.
296	Vice-Chair Piercy	MOTION: Moves HB 2575 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 7-0
300	Chair VanLeeuwen	Declares the motion CARRIED.
305		Closes work session on HB 2575. Opens work session on HB 2577.
<u>HB 2577</u> <u>WORK</u> <u>SESSION</u>		
333	Carlson	Provides overview of HB 2577-1 amendments (EXHIBIT G). Explains that the only thing that remains in the amendment is to make employees of the Child Care Division mandatory reporters of child abuse.
337	Rep. Luke	Does that take away the \$550,000 fiscal?
341	Carlson	Yes, but we were not able to get fiscal impact statements for this work session.
371	Rep. Kruse	MOTION: Moves to ADOPT HB 2577-1 amendments dated 05/06/97.
377	Rep. Jenson	Why isn't "state representative" included in this bill?
387	Chair VanLeeuwen	Comments that sometime in his legislative lifetime, he will have the opportunity to report abuse.
401	Chair VanLeeuwen	Hearing no objections, declares the motion CARRIED.

TAPE 96, B		
017	Rep. Kruse	MOTION: Moves HB 2577 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 7-0
020	Chair VanLeeuwen	Declares the motion CARRIED.
030		Closes work session on HB 2577. Opens work session on HB 2578.
<u>HB 2578</u> <u>WORK</u> <u>SESSION</u>		
040	Carlson	Provides overview of HB 2578-2 amendments (EXHIBIT H). Explains the parts of the -2 amendments, including allowing the division to inspect day care facilities. Explains that page 4 has the bulk of the changes. Authorizes the division to inspect child care providers if they receive a serious complaint about health and safety issues.
072		Explains the essence of the bills that require cross training of child care entities.
085		Discusses the fiscal impact on the bill of over \$2,000,000.
099	Chair VanLeeuwen	Comments that the agency puts the highest figure together possible on fiscals. What are the requirements for inspecting a home that is going to provide child care?
124	Elliot	Explains that the inspections are not of homes, but of licensed child care facilities -- homes that care for over 7 children.
160	Rep. Luke	Comments that he is concerned about the risks involved in cross training.
166	Nancy Orr	State Fire Marshall. Explains that the inspection of day care centers is done under the auspices of "fire protection." Comments that their staff are in day care centers regularly to ensure the safety of young people.
193	Rep. Luke	Comments that if you take the "shall" out of the language, this bill would be all right.
206	Vice-Chair Piercy	MOTION: Moves to ADOPT HB 2578-2 amendments dated 05/06/97 and that the measure be FURTHER AMENDED on page 4, line 20, by changing "shall" to "may."
212	Chair VanLeeuwen	Hearing no objections, declares the motion CARRIED.
222	Vice-Chair Piercy	MOTION: Moves to ADOPT HB 2578-2 amendments dated 05/06/97.
233	Chair VanLeeuwen	Hearing no objections, declares the motion CARRIED.
246	Ronald Hall	Environmental Inspector for the Health Division. Explains that their agency will work with the providers to share the educational

		value of the inspections. Comments that they are interested in raising the quality of child care.
276	Elliot	Comments that changing the language encourages the division to do what they are trying to do anyway but it does not remove the fiscal impact on the waiver piece of the amendments.
294	Rep. Piercy	MOTION: Moves HB 2578 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 7-0
296	Chair VanLeeuwen	Declares the motion CARRIED.
335		Explains that they will do HB 2494 on Thursday. Closes work session on HB 2578. Opens public hearing on HB 3182.
<u>HB 3182</u>		
<u>PUBLIC</u>		
<u>HEARING</u>		
370	Carlson	Explains -1 amendments (EXHIBIT I). Explains that the bill modifies the membership of the State Commission. Explains that the concerns are in the section of the bill that requires all of the members to be lay persons from local commissions on children and families. Comments that children's advocates have asserted that there is an advantage to having a mixture of lay and professional people on the State Commission on Children and Families.
400		Explains that the amendments address the concern of having representatives from all over the state.
408	Rep. Luke	Why is this bill here? Comments that his problem is the size of the commission and the director, and not his local commission. Does this bill reduce the size of the State Commission on Children and Families?
415	Carlson	No we are not reducing the size of the commission.
418	Chair VanLeeuwen	Explains that this bill is here because of her experience with the State Commission.
TAPE 97, A		
025	Rep. Luke	Will we have an opportunity to show this to our local commissions?
029	Chair VanLeeuwen	Yes.
038	Carlson	Explains the regions that the commission works with.
075	Mickey Lansing	Deputy Director of the Oregon Commission on Children and Families. Provides written testimony (EXHIBIT J). Explains that the chair of the commission, Jonathan Ater, has four concerns -- timing, time burdens, separation of powers and accountability. Comments that the last two concerns are not addressed by the amendments.

089	Rep. Luke	Comments that the nominations should come from the local commissions to make the commissions more accountable.
105	Mark Gibson	Governor's Policy Advisor. Believes that the Governor would be willing to consider this as an option.
135	Gibson	Comments that there are certain qualifications that members need to balance the Commission.
148	Chair VanLeeuwen	Asks Rep. Luke, Rep. Simmons and Rep. Jenson to come up with a proposal for the committee.
153	Lansing	Explains the process by which commission members are appointed. Comments about the State Commission by-laws that are currently being developed.
190	Chair VanLeeuwen	Closes public hearing on HB 3182 and opens work session on HB 2504.
<u>HB 2504 PUBLIC HEARING</u>		
220	Carlson	Explains HB 2504 -2 and the agreements of the work group. Describes matrix of proposed amendments.
225	Rep. Luke	Will there be -3 amendments?
228	Carlson	Yes, we would like a consensus to take to Cindy.
235		On page 1, line 12, definitions of juvenile plan have been added.
278		Page 5, line 26 that the County Boards of Commissioners can designate and distribute the resources.
302		Page 6, line 22 dictates that the Governor works with County Boards, prioritizing long and short-range plans in recommendations.
333		Explains language proposed by Juvenile Directors pertaining to reinvestment funds.
388		Discusses the "opt out" part of the plan allowing communities to choose not to participate in the juvenile crime prevention planning with the state.
TAPE 98, A		
033	Carlson	Explains SB 1145 and using this as a model for reviewing and providing feedback.
043		Explains the proposals of the Oregon Alliance of Children's Programs including women and persons of color on the State Team.
058		Discusses three other issues of further consideration. Explains the "carve-out" of the short-range goal.
094	Chair VanLeeuwen	Explains her interest in coming up with amendments.
131	Gibson	Discusses the four basic components of the Governor's plan. (EXHIBIT K)

137		* Consolidation of the local planning process. Ensuring that existing efforts work more closely together to develop a strategic and systemic approach to addressing juvenile crime.
194		* Coordinated planning at the local level will be supported by coordinated policy and budget response from the state agencies involved in juvenile crime and activities related to its prevention.
212		* Hold state accountable for making measurable progress toward reducing juvenile crime.
233		* Commitment by the legislature and the Governor to reinvest savings in the state budget due to avoided costs into prevention efforts that will provide a long term tax payer reinvestment.
281		Explains definitions of runaway and homeless youth.
291	Gibson	Comments that the Governor wants to target high risk youth.
318		Make sure that they are talking about risk factors they want to reduce.
349		Discusses the availability of dollars for planning.
370		Comments that they would like to be able to target reinvestment to counties that really need the dollars.
386		Explains the disagreement over section 3, the makeup of the State Team.
425		The counties want fifty percent local people.
TAPE 97, B		
037	Gibson	Explains that the Governor's Office and the Association of Oregon Counties has agreement on every piece of the plan except for the state team.
070		Explains that 6, 7, 8 have to do with the review by the state team. Limits their review to the agreed-upon outcomes.
082	Gordon Fultz	Association of Oregon Counties. Explains sections 6, 7, and 8.
129	Chair VanLeeuwen	Closes hearing on HB 2504.
142		Reopens public hearing on HB 2504.
190	Gibson	Discusses youth risk factors.
194	Fultz	Explains that section B is where the other area of controversy exists.
232	Gibson	Sections 6-10 allow funding to be pulled together into the coordinated grant.
247		Three general areas of disagreement. 1. State Team, 2. intergovernmental agreement, 3. Definition of target population.
278	Vice-Chair Piercy	How is this proposal different than what was previously proposed?
285	Gibson	Funding is released to counties by commissions or the Oregon Youth Authority.
310	Fultz	Is concerned about having a top down approach.

369	Rep. Jenson	What is the third area of disagreement?
380	Fultz	The definition of target population. Local plan will address what is in the at-risk continuum.
418	Chair VanLeeuwen	Comments that she is not happy with the line as-is, and would prefer that it gave more money on the prevention end.
422	Gibson	Comments that he is happy with the line drawn on the chart representing funding.
TAPE 98, B		
025	Fultz	Requests target information and who is in what categories.
054	Chair VanLeeuwen	We should not abandon the prevention end.
090		Comments that there is a fourth disagreement and that is the money. This is all tied to the dollars. Would like to meet with Mr. Gibson and Mr. Fultz.
		Adjourns committee meeting at 4:30 pm.

Submitted By, Reviewed By,

Berri Sellers, Janet Carlson,

Administrative Support Administrator

EXHIBIT SUMMARY

A - HB 2708, written testimony, Rep. VanLeeuwen, 1pg.

B - HB 2169, proposed amendments, staff, 3pp.

C - HB 2167, proposed amendments, staff, 1pg.

D - HB 3050, proposed amendments, staff, 2pp.

E - HB 2543, proposed amendments, staff, 1pg.

F - HB 2575, proposed amendments, staff, 3pp.

G - HB 2577, proposed amendments, staff, 1pg.

H - HB 2578, proposed amendments, staff, 4pp.

I - HB 3182, proposed amendments, staff, 3pp.

J - HB 3182, written testimony, Lansing, 5pp.

K - HB 2504, written materials, Gibson, 13pp.