

**HOUSE COMMITTEE ON CHILDREN AND FAMILIES**

**May 13, 1997 Hearing Room D**

**1:00 PM Tapes 102-103**

**MEMBERS PRESENT:**

**Rep. Liz VanLeeuwen, Chair**

**Rep. Kitty Piercy, Vice-Chair**

**Rep. Jeff Kruse**

**Rep. Kurt Schrader**

**Rep. Mark Simmons**

**MEMBER EXCUSED: Rep. Dennis Luke**

**Rep. Bob Jenson**

**STAFF PRESENT:**

**Janet Carlson, Administrator**

**Berri Sellers, Administrative Support**

**MEASURE/ISSUES HEARD:**

**HB 2494 Work Session**

**HB 3726 Work Session**

**HB 2504 Work Session**

**HB 2801 Work Session**

**HB 3182 Work Session**

**HB 2574 Work Session**

**HB 2543 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
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<b>TAPE 102, A</b>		
<b>002</b>	<b>Chair VanLeeuwen</b>	<b>Chair calls meeting to order at 1:49 pm. Opens work session on HB 2801.</b>
<b><u>HB 2801 WORK SESSION</u></b>		
<b>027</b>	<b>Janet Carlson</b>	<b>Committee Administrator. Explains the -1 amendments to HB 2801 (EXHIBIT A). Compares the original bill, which allows juvenile departments to do pilot projects in Linn and Benton Counties, with the amendments which allow local commissions on children and families to establish the pilot projects and change time period, length of project and specifically defines what the German model does. Services to Children and Families no longer grants money to the projects; it would now be the responsibility of the State Commission on Children and Families.</b>
<b>038</b>		<b>Explains that there is a \$2.56 million fiscal impact on HB 2801.</b>
<b>043</b>	<b>Chair VanLeeuwen</b>	<b>Asks Rob Cooley to come forward to answer questions in regards to this bill. Comments that this program would be one-half the amount of putting a youth in the Oregon Youth Authority.</b>
<b>050</b>	<b>Vice-Chair Piercy</b>	<b>Is this a diversion program?</b>
<b>053</b>	<b>Dr. Rob Cooley</b>	<b>Psychologist from Albany. Yes, it would be a diversion program.</b>
<b>059</b>	<b>Vice-Chair Piercy</b>	<b>Has there been testimony from the Oregon Youth Authority?</b>
<b>064</b>	<b>Carlson</b>	<b>Larry Oglesby and Karen Brazeau did testify last time.</b>
<b>074</b>	<b>Karen Brazeau</b>	<b>Deputy Director, Oregon Youth Authority. Explains that this is not set up through the existing diversion plans that are offered by the existing juvenile departments.</b>
<b>095</b>	<b>Nancy Miller</b>	<b>Citizen Review Board. Would like to know who has custody of these children? The bill does not make this clear.</b>
<b>100</b>	<b>Cooley</b>	<b>Explains that children already committed to the juvenile department would have advantages from working with this program.</b>
<b>109</b>	<b>Chair VanLeeuwen</b>	<b>Comments that this would fit into the Governor's proposal.</b>
<b>115</b>	<b>Miller</b>	<b>Looking at page 4, line 1. When you are talking about a residential program, you start talking about who has responsibility for the guardianship of the child. If you don't commit a child, then you give away your option for Title IV-E funds. The child has to have substitute care offered from the Oregon Youth Authority or Services to Children and Families.</b>
<b>151</b>	<b>Chair VanLeeuwen</b>	<b>Could Oregon Youth Authority assign someone in their jurisdiction to the wilderness program?</b>

156	Brazeau	Yes, Oregon Youth Authority has private contractors.
165	Miller	Comments that there are guidelines about who can take care of these children and who cannot.
183	Carlson	What happens to children who are in the juvenile department's jurisdiction?
186		Normally children are not in juvenile department custody.
205	Chair VanLeeuwen	Can Miller and Brazeau see a use to this?
209	Miller	Her personal opinion is that any program that benefits children is a good idea.
215	Brazeau	Comments that the -1 amendments, as written, present some problems in terms of felony offenses.
230	Cooley	Comments that there are already residential base camps like this that are in place and helping children.
257	Chair VanLeeuwen	With this proposal is there follow-up work done with the felon?
263	Cooley	Yes.
264	Vice-Chair Piercy	How is it funded in other states?
266	Cooley	In Montana, they do it through the Youth Authority.
279	Vice-Chair Piercy	Have you worked with the Oregon Youth Authority on this?
284	Cooley	No.
287	Rep. Kruse	Comments that if under Services to Children and Families current funding, they cannot afford this as well.
299	Miller	Understands that under the current law, Oregon Youth Authority and Services to Children and Families cannot send a child to this program unless the program is certified.
315	Brazeau	Comments that on page 3, line 18-20, if those lines were deleted it might alleviate the problem.
347	Mickey Lansing	Oregon Commission on Children and Families. Is concerned about the pilot projects. Also concerned because local commissions are not providers.
370		Comments that on page 3 it discusses letting out requests for proposals.
384	Cooley	Has anticipated that there would be two to three national companies bidding on a project like this.
395	Rep. Kruse	Concerned about the fiscal impact of \$2.56 million for only two counties.
TAPE 103, A		
024	Cooley	Discusses the fiscal impact of this bill.
030		

	Vice-Chair Piercy	Comments that the ground work for this bill needs to be done before we can go any further.
040	Rep. Schrader	Also likes the idea of this kind of program.
058	Brazeau	Comments that there are complications to this bill. Does not believe that Oregon Youth Authority is the appropriate agency to work with this program.
080	Chair VanLeeuwen	Comments that they will bring the bill back on Thursday.
<b><u>HB 3182</u></b> <b><u>WORK</u></b> <b><u>SESSION</u></b>		
115	Carlson	Explains how the -2 amendments to HB 3182 (EXHIBIT B) address the two issues discussed in the last meeting.
145		Explains that lines 21,22 and 23, work to fix the problem in the bill that the committee was concerned about in terms of constitutionality of appointments made between the two branches of government.
170	Rep. Kruse	<b>MOTION: Moves to ADOPT HB 3182-2 amendments dated 05/13/97.</b>
189	Lansing	Explains to the committee how counties will be affected by this legislation.
242	Rep. Kruse	Explains the preference for "and regions."
251	Chair VanLeeuwen	Hearing no objections, declares the motion CARRIED.
253	Rep. Kruse	<b>MOTION: Moves HB 3182 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 5-0</b>  <b>EXCUSED: 2 - Jenson, Luke</b>
255	Chair VanLeeuwen	Declares the motion CARRIED.
267		Closes work session on HB 3182. Opens work session on HB 2574.
<b><u>HB 2574</u></b> <b><u>WORK</u></b> <b><u>SESSION</u></b>		
286	Carlson	Explains HB 2574 and the -2 amendments (EXHIBIT C).
314		Explains that the -2 amendments retain that the provider have infant CPR and first aid training.
339	Janis Elliot	Child Care Division Administrator. Comments that there is no fiscal impact on the bill.
389		

		Explains that child care resource and referral agencies operate lending libraries that are available to child care providers. The Division is already in compliance with section 2 of the bill.
400	Vice-Chair Piercy	Asks Ms. Elliot to explain what the bill loses when you take out the training part of the bill.
405	Elliot	The amendments change the intent of the bill from requiring training in addition to CPR and first aid to a way of providing more information to providers through a newsletter. Part of people learning new information is the opportunity for them to interact with other people, to discuss, to go through exercises together. A newsletter does not accomplish the same goal as training.
426	Chair VanLeeuwen	The bill establishes a course in child first aid.
TAPE 102, B		
050	Chair VanLeeuwen	Closes work session. Opens work session on HB 2543.
<u>HB 2543</u> <u>WORK</u> <u>SESSION</u>		
070	Rep. Schrader	<b>MOTION: Moves to ADOPT HB 2543-1 amendments dated 05/13/97.</b>
072	Chair VanLeeuwen	Hearing no objections, declares the motion <b>CARRIED</b> .
079	Rep. Schrader	<b>MOTION: Moves HB 2543 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 4-1</b>  <b>AYE: 4 - Kruse, Schrader, Simmons, VanLeeuwen</b>  <b>NAY: 1 - Piercy</b>  <b>EXCUSED: 2 - Jenson, Luke</b>
085	Chair VanLeeuwen	The motion <b>CARRIES</b> .
090		Closes work session on HB 2543. Opens work session on HB 2504.
<u>HB 2504</u> <u>WORK</u> <u>SESSION</u>		
130	Carlson	Provides an overview of the remaining issues yet to be decided. Including the -7,-8 and -9 amendments of HB 2504(EXHIBIT D).
140		Discusses issue #4 which is the "opt out " provision.
168		Explains -7 amendments, which merge juvenile crime and runaway and homeless interests into the Governor's plan.

190		Explains that -9 amendments don't talk about the money and only talk about the planning.
212		Explains how "juvenile" is defined in the statutes.
230		Discusses delinquency prevention which is most effective when started from birth.
235	Chair VanLeeuwen	Comments that she watched the debate in Senate Crime and Corrections.
252	Rep. Kruse	Comments that he thinks we need two bills. We should not do present and future scenario as it will have trouble passing done that way.
262	Gordon Fultz	Believes that the runaway and homeless piece of the legislation should be removed from this bill and put into another.
286	Chair VanLeeuwen	Adjourns committee meeting at 3:00 pm.

Submitted By, Reviewed By,

Berri Sellers, Janet Carlson,

Administrative Support Administrator

**EXHIBIT SUMMARY**

A - HB 2801, proposed amendments, staff, 4pp.

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

C - HB 2574, proposed amendments, staff, 3pp.

D - HB 2504, proposed amendments, staff, 22pp.