

HOUSE COMMITTEE ON HUMAN RESOURCES

May 23, 1997 Hearing Room H170

1:00 P.M. Tapes 111 - 112

MEMBERS PRESENT:

Rep. Patricia Milne, Chair

Rep. Richard Devlin

Rep. Jeff Kruse

Rep. Jane Lokan

Rep. Kitty Piercy

MEMBER EXCUSED:

Rep. Steve Harper

Rep. Jackie Taylor, Vice-Chair

STAFF PRESENT:

Lori A. Long, Administrator

Diane M. Quinones, Administrative Support

MEASURES/ISSUES HEARD:

SB 701A Public Hearing and Work Session

HB 3567 Work Session

SB 193 Public Hearing and Work Session

SB 361A Public Hearing and Work Session

SB 362A Public Hearing and Work Session

SB 412A Public Hearing and Work Session

SB 979A 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 111, A		
005	Chair Milne	Calls the meeting to order at 1:18 p.m., opens a public hearing on SB 701.
<u>SB 701A</u> <u>PUBLIC</u> <u>HEARING</u>		
007	Lori Long	Committee Administrator, summarizes SB 701A.
019	Brad Avakian	Chairman, Board of Psychologist Examiners, provides testimony in opposition to SB 701 and submits proposed -A3 amendments dated 05/21/97 (EXHIBIT A).
115	Rep. Lokan	Questions if the board is concerned with taped exams being used for future applicants.
119	Avakian	Responds that taping the exam is not a concern, but allowing the tape to leave the office is a concern.
125	Rep. Lokan	Questions the amendment language.
131	Avakian	Responds with subsection 3b should remain, continues with explanation of the deletions.
143	Chair Milne	Questions the format and integrity of the oral examination.
148	Avakian	Responds that the board uses standardized questions for the examination.
151	Chair Milne	Questions if the vignette used is clear on the taped portion of the exam.
154	Avakian	Responds affirmatively.
160	Chair Milne	Questions if the board utilizes standardized questions how are the questions protected from being passed on to future applicants.
166	Avakian	Responds that candidates are requested not to discuss the exam outside of the examination process.
174	Chair Milne	Notes that it is still the integrity of the candidate whether to discuss the questions or share the questions with future applicants.
178	Avakian	Responds in agreement.
193	Rep. Devlin	Questions if other states have documented records of the examination.
204	Avakian	Responds that 24 states currently tape the oral examination portion, 17 of those 24 allow the tapes to be reviewed, and 1 allow removing of the tape.
		District 23, provides testimony in support of SB 701A. Notes concerns in the following areas: * the 25 percent failure rate within the exam process

226	Sen. Bill Fisher	<p>* the timing of the request to address this issue through administrative rules</p> <p>* the role of the board in the preparation and administrating of the oral examination, i.e. the vignettes.</p> <p>* members of the profession are concerned about board behavior and actions.</p>
372	Chair Milne	Questions if the bill had unanimous support on the Senate.
374	Sen. Fisher	Responds affirmatively.
386	Sharon Hill	Legislative Assistant for Sen. Avel Gordly, provides testimony in support of SB 701A (EXHIBIT B).
453	Rep. Lokan	Questions if Sen. Fisher is supportive of the proposed -A3 amendments.
469	Sen. Fisher	Responds that he is not supportive of the language deletion.
TAPE 112, A		
025	Sen. Fisher	Continues concerns with the proposed -A3 amendments.
049	Rep. Piercy	Questions if it acceptable to review the tapes but remove them from the premises.
056	Sen. Fisher	Responds that is acceptable.
069	Hill	Comments that if a candidate can review the tapes it will facilitate additional learning and corrective actions to become good psychologists.
083	Rep. Piercy	Questions if Sen. Fisher is supportive of the portion of the amendment requiring the retaking of the entire exam if a portion is failed.
104	Sen. Fisher	Responds that he does not support the retaking of the entire exam. Comments on testing practices of other regulatory boards.
135	Rep. Piercy	Comments on concern that the vignettes are not completely objective.
144	Sen. Fisher	Responds that the board needs to evaluate they type of testing and the results that are being generated.
167	Hill	Comments that if the vignettes need to be retested as a whole then there needs to be a quality control and a measured approach to the exam process.
184	Jody Fischer	Representing the Oregon Psychological Association, testifies in opposition to SB 701A and in support of the proposed -A3 amendments.
213	Paul Ketchum	Citizen Lobbyist, introduces Barbara Bliss, Psychologist.
		Psychology resident of Oregon, licensed in California and Washington, testifies in support of SB 701 (EXHIBIT C). Comments on the following issues:

224	Barbara Bliss	<ul style="list-style-type: none"> * testing and retesting process in Washington * the availability of the exam tapes for review * code of ethics of candidates be adequate for test security * the current record keeping method of the board, the examination committee keeps the material provided from the applicant and that is not returned upon completion.
323	Ketchum	<p>Provides testimony and background of SB 701. Focuses on the following issues:.</p> <ul style="list-style-type: none"> * this bill bring Oregon in line with other states * The board stopped taping the oral exams after 1991 and maintains a stringent 'three strikes you're out policy for licensure' * the board's minutes do not reflect any discussions about taping exams in the last 2 years
TAPE 111, B		
005	Ketchum	<p>Continues testimony in the following areas:</p> <ul style="list-style-type: none"> * submits a table comparing the exam process in Oregon, California, and Washington (EXHIBIT D) * submits the proposed -A2 amendments 5/16/97 (EXHIBIT E)
037	Rep. Lokan	Questions if the Oregon Bar Association provides a copy of the complete exam.
038	Ketchum	Responds that a candidate receives a copy of the Oregon State portion of the exam, the questions and the answers submitted.
054	Chair Milne	Closes the public hearing on SB 701, opens a work session on SB 701.
<u>SB 701 WORK SESSION</u>		
056	Rep. Lokan	MOTION: Moves to ADOPT SB 701-A2 amendments dated 5/16/97.
058	Rep. Piercy	Comments on concerns regarding retesting of portions of the exam. Notes support of the -A3 amendments.
070	Rep. Kruse	Comments in support of the -A2 amendments.
091	Rep. Lokan	Comments on person experiences with the examination process.
		<p>VOTE: 4-1-2</p> <p>AYE: 4 - Devlin, Kruse, Lokan, Milne</p>

		NAY: 1 - Piercy
		EXCUSED: 2 - Harper, Taylor
	Chair Milne	The motion CARRIES.
119	Rep. Lokan	MOTION: Moves SB 701A to the floor with a DO PASS AS AMENDED recommendation.
122	Rep. Devlin	Comments in support of SB 701A.
141	Rep. Kruse	Comments in support of SB 701A.
147	Rep. Piercy	Comments in support of the main bill.
155		VOTE: 4-1 AYE: 4 - Devlin, Kruse, Lokan, Milne NAY: 1 - Piercy EXCUSED: 2 - Harper, Taylor
	Chair Milne	The motion CARRIES. REP. DEVLIN will lead discussion on the floor.
164	Chair Milne	Closes work session on SB 701A, opens work session on HB 3657.
<u>HB 3657 WORK SESSION</u>		
171	Mike McCracken	Provides testimony and summary of the -6 amendments dated 05/23/97 (EXHIBIT F).
217	Marilyn Jorgenson	Josephine County Mental Health, provides testimony in support of the compromises made by all parties involved with this process.
235	McCracken	Provides language clarification of the -6 amendments.
257	Rep. Lokan	Questions if the Oregon Board of Nursing is supportive of the amendments.
260	McCracken	Responds that he believes their position is neutral.
265	Rep. Lokan	Questions who is included in the 'proponents' category.
266	McCracken	Responds himself, Association of Oregon Counties, Mental Health Programs Association and Josephine County.
274	Brian DeLashmutt	Representing Oregon Nurses Association, comments that they support the bill and the amendments in its current form.
283	Rep. Piercy	MOTION: Moves to ADOPT HB 3657-6 amendments dated 5/23/97.
289	Rep. Kruse	Comments that he will support this bill with some concerns.
303	Chair Milne	Comments on concerns regarding HB 3657.
318		VOTE: 5-0 AYE: 5 - Devlin, Kruse, Lokan, Piercy, Milne

		EXCUSED: 2 - Harper, Taylor
	Chair Milne	The motion CARRIES.
325	Rep. Piercy	MOTION: Moves HB 3657 to the floor with a DO PASS AS AMENDED recommendation.
331		VOTE: 5-0 AYE: 5 - Devlin, Kruse, Lokan, Piercy, Milne EXCUSED: 2 - Harper, Taylor
	Chair Milne	The motion CARRIES. REP. REPINE will lead discussion on the floor.
340	Chair Milne	Closes the work session on HB 3657, opens a public hearing on SB 412A.
<u>SB 412A</u> <u>PUBLIC</u> <u>HEARING</u>		
358	Ed Patterson	Representing Oregon Association of Hospitals and Health Care Systems, testifies in support of SB 412A and provides additional information (EXHIBIT G).
472	Nan Heim	Representing Oregon Association of Nurse Anesthetists, provides testimony in support of SB 412A (EXHIBIT H).
<u>TAPE 112, B</u>		
056	Pat Amadeo	Representing Oregon Society of Anesthesiologists, provides testimony in support of SB 412A in its current form.
070	Tim Martinez	Representing Oregon Medical Association, testifies that the association supports SB 412A.
082	Chair Milne	Closes the public hearing on SB 412A, opens a work session on SB 412A.
<u>SB 412A WORK</u> <u>SESSION</u>		
084	Rep. Kruse	MOTION: Moves SB 412A to the floor with a DO PASS recommendation.
089		VOTE: 5-0 AYE: 5 - Devlin, Kruse, Lokan, Piercy, Milne EXCUSED: 2 - Harper, Taylor
	Chair Milne	The motion CARRIES. REP. LOKAN will lead discussion on the floor.
095	Chair Milne	Closes work session on SB 412A, opens public hearing on SB 193.

<u>SB 193 PUBLIC HEARING</u>		
103	Elinor Hall	Administrator, Oregon Health Division, provides testimony in support of SB 193 and the -1 amendments dated 03/10/97 (EXHIBIT I).
123	Long	Notes the letter from legislative counsel.
130	Jennifer Miller	Oregon Fire Chiefs Association, Oregon Fire Medical Association, provides testimony in support of SB 193.
131	Rep. Lokan	Questions the definition of first responder.
134	Gregg Lander	Director Emergency Medical Services, Oregon Health Division, provides definition.
145	Chair Milne	Closes public hearing on SB 193, opens the work session to SB 193.
<u>SB 193 WORK SESSION</u>		
148	Rep. Kruse	MOTION: Moves to ADOPT SB 193-1 amendments dated 03/10/97.
153	Chair Milne	Hearing no objection, declares the motion CARRIED.
156	Rep. Kruse	MOTION: Moves SB 193 to the floor with a DO PASS AS AMENDED recommendation.
158		VOTE: 5-0 AYE: 5 - Devlin, Kruse, Lokan, Piercy, Milne EXCUSED: 2 - Harper, Taylor
	Chair Milne	The motion CARRIES. REP. KRUSE will lead discussion on the floor.
164	Chair Milne	Closes work session on SB 193, opens public hearing on SB 979.
<u>SB 979 PUBLIC HEARING</u>		
168	Jim Carlson	Representing Oregon Health Care Association, provides testimony in support of SB 979.
196	Peggy Anet	Representing Health Insurance Association of America, testifies in support of SB 979.
205	Rep. Lokan	Questions the length of long term care being reviewed.
208	Anet	Responds that the bill does not specify.
217	Rep. Lokan	Questions who is covered under this classification.
220	Anet	Responds that active employees and everyone under the PERS system are covered.
230	Carlson	Continues that family members are covered also.

237	Rep. Lokan	Questions who is responsible for the start up costs.
241	Carlson	Responds that any administrative cost associated with this benefit will be paid by the premium payor.
251	Rep. Lokan	Notes the fiscal impact statement.
264	Chair Milne	Closes public hearing on SB 979A, opens work session on SB 979A.
<u>SB 979A WORK SESSION</u>		
267	Rep. Kruse	MOTION: Moves SB 979A to the floor with a DO PASS recommendation.
270		VOTE: 5-0-2 AYE: 5 - Devlin, Kruse, Lokan, Piercy, Milne EXCUSED: 2 - Harper, Taylor
	Chair Milne	The motion CARRIES. REP. MILNE will lead discussion on the floor.
281	Chair Milne	Closes work session on SB 979A, adjourns the meeting at 3:05PM.

Submitted By, Reviewed By,

Diane M. Quinones, Lori A. Long,

Administrative Support Administrator

Transcribed By,

Sandy Thiele-Cirka

Administrative Support

EXHIBIT SUMMARY

A - SB 701, -A3 amendments, Brad Avakian, 1pp

B - SB 701, Written testimony, Sen. Avel Gordly, 1pp

C - SB 701, Written testimony, Barbara Bliss, 3pp

D - SB 701, Written testimony, Paul Ketchum, 22pp

E - SB 701, -A2 amendments, Paul Ketchum, 1pp

F - HB 3657, -6 amendments, Mike McCracken, 4pp

G- SB 412, Oregon Association of Hospitals, Ed Patterson, 1pp

H - SB 412, Oregon Association of Nurse Anesthetists, Nan Heim, 4pp

I - SB 193, -1 amendments, Elinor Hall, 2pp