

HOUSE COMMITTEE ON CHILDREN & FAMILIES

Hearing Room Tapes 17- 18

MEMBERS PRESENT: Rep. John MEEK, Chair Rep. Judith Uherbelau, Vice-Chair Rep. George Eighmey Rep. Bill Fisher Rep. Patti Milne Rep. Kitty Pi

STAFF PRESENT: Tom Mann, Committee Administrator Pamela Berger, Committee Assistant

MEASURES HEARD: HB 2029 - Work Session HB 2030 - Public Hearing HCR1 - Work Session

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation mark report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

TAPE 17, A

02 CHAIR MEEK: Calls the meeting to order at 8:36 a.m. -amendments for HB 2029 are not ready, therefore the hearing on the bill will b
HCR1 - Work Session

Staff submits and proposed amendments for HCR1 (EXHIBIT A)

MOTION: EIGHMEY MOVES ADOPTION OF THE HCR1-1 PROPOSED AMENDMENTS

VOTE: NO OBJECTIONS

MOTION: EIGHMEY MOVES ADOPTION OF HCR1, AS AMENDED, TO THE FLOOR WITH A DO PASS RECOMMENDATION

VOTE: THE MOTION PASSES UNANIMOUSLY. FISHER EXCUSED. MEEK CARRIES TO FLOOR

HB 2029 - Work Session

Staff submits a fiscal impact statement on HB 2029 (EXHIBIT B)

MEEK: Update on bill

040 NANCY SIMMONS, DEPARTMENT OF JUSTICE: Thinks that current language is too broad in ORS 419 -the logistics and costs to provide inf

080 EIGHMEY: Are you saying we should specify the list?

SIMMONS: Yes, including but not limited to

EIGHMEY: Large volume of documentation

SIMMONS: CSD can charge for the cost of copies

100 TIMOTHY TRAVIS, JUVENILE RIGHTS PROJECT: Submits and reviews suggested

amendments to HB 2029 (EXHIBIT C) -in response to Eighmey, the agency determines what is pertinent information

SIMMONS: CSD is trained by me on confidentiality, sometimes taking it to heart; in actuality there is more flexibility -suggested language t

180 CHAIR MEEK: Directs Simmons and Travis to work with staff on HB 2029

195 EIGHMEY: Concerns about adoption issues

CHAIR MEEK: This is an issue that we will bring back when we hear the bill

again

202 UHERBELAU: Confusion about permanent placement which leaves itself open

to a lot of problems when it comes to interpretation -- this too should be brought up next time CHAIR MEEK: That would be fine

211 BETTY UCHYTIL, CSD: CSD approves of the recommendations by Travis and Simmons -having it laid out in statute would be helpful when

confidentiality -our workers try to follow the law and I believe there are times when they are overly cautious

SIMMONS: Addresses wills in response to Rep. Milne's concerns at last hearing

Submitted for the record, testimony from: Linda Vollman, Plan Loving Adoption Services (EXHIBIT D), testimony from Kathleen Moore & Susan B

HCR1 - Work Session

MOTION: PIERCY MOVES TO ALLOW REP. FISHER TO VOTE ON HCR1

VOTE: NO OBJECTIONS

VOTE: FISHER VOTES AYE ON THE MOTION TO ADOPT HCR1, AS AMENDED, WITH A DO

PASS RECOMMENDATION

HB 2029 - Work Session

265 MICHAEL LINICK, ATTORNEY: Discusses placement information -suggests language change regarding relative who seeks custody or placemen
of their relative child

UHERBELAU: Confidentiality concerns releasing who supplied information

MIKE: CSD currently blacks out names

HB 2030 - Public Hearing

310 CHAIR MEEK: Reviews bill

320 BETTY UCHYTIL, CSD: Submits and reviews written testimony, an article, and a chart on medical/financial support for Oregon relative
TAPE 18, SIDE A

060 -in response to Fisher, explains terminology of "income means"

065 UHERBELAU: Concerned about CSD not responding to clients, surprised to hear you say that CSD staff respond in an aggressive manner

MILNE: Discusses other legislation which would allow CSD to do what we would like them to do

UCHYTIL: Support enforcement; custodial parents

102 EIGHMEY: National report of out-of-home placement

UCHYTIL: Oregon is average in reimbursement and relative placement

EIGHMEY: Increase of children placed in relative placement

UCHYTIL: Children are staying in CSD care for a longer period of time because of drug use, violence, etc. -the number of relative foster c

120 EIGHMEY: Legislation to be introduced addressing garnishment of wages -what do you think of the Attorney General's suggestions that

UCHYTIL: Believe the proposal is to shift it to AFS, we have not specifically discussed this proposal

UHERBELAU: Do you think that if relatives were to receive some subsidy, that more would come forward to care for their relative children?

UCHYTIL: Thinks that there are families that would be benefited by financial reimbursement -fiscal impact -in response to Fisher, this is d

UCHYTIL: Catch 22

MEEK: Reviews chart (See: Exhibit I)

TAPE 17, SIDE B

035 UCHYTIL: Financial caution

SNODGRASS: Cash assistance received?

053 UCHYTIL: Check and medical card

MEEK: Cost factors to consider include things such as child being placed under medical insurance, which is not allowed, or under the state'
insurance

070 UHERBELAU: Could reduce fiscal if we could tap into more federal money

UCHYTIL: Court orders

UHERBELAU: Continues

UCHYTIL: Federal reimbursement

UHERBELAU: Why aren't we certifying all foster homes? See a problem when the parents are poor - isn't that the reason that children aren't

UCHYTIL: ADC standards of "poor"

FISHER: Amount of CSD payment to foster home?

UCHYTIL: Refers to Exhibit I 120 -increased requirements also means increased staff time

FISHER: Thinks we could spend time working this out and would be benefited

by putting more time up front

UCHYTIL: Much of what we are talking about is described in the law

203 NANCY MILLER, CITIZENS REVIEW BOARD: Need to be careful not to muddy up

the issue -if guardianship is granted CSD custody goes away as well as the federal dollars; therefore we are not dealing with all those regu

MEEK: Need a major fiscal review of this

PIERCY: Agrees

250 UHERBELAU: Doesn't see this as being so simple, if I become the guardian of my niece, CSD is still involved; creating a whole diffe

MILLER: I am suggesting that we make it simple, although this bill doesn't allow that simplicity

275 TIMOTHY TRAVIS, JUVENILE RIGHTS PROJECT: It can be made simple -a guardianship should sever ties with CSD -cost of guardianship can

FISHER: Would implementation of HB 2030 along with permanent guardianship create a neutral fiscal impact, up front costs equal long term sav

TRAVIS: Thinks so, although doesn't have figures at this time

384 MILNE: Also getting people to make their own decisions

PIERCY: Who else, beside CSD, could be a different faucet for children?

TRAVIS: Does not know

TAPE 18, SIDE B

006 EIGHMEY: CSD at least has some contact with the children and would then

be aware of sexual abuse, etc. within the guardian's home

MILLER: There are some cases that CSD would need to continue to be involved

-- those recommendations would be made by the courts, CSD, others - we are talking about those cases where there is no need for continued in

TRAVIS: Child support

045 CLAUDE DERR: Testifies on HB 2030 -why can't we go in front of a judge to ask for guardianship of our own kin

without going through a costly procedure? -tells of his situation involving his grandchildren -federal legislation SB 1016

075 JOANNE DERR: Testifies on HB 2030 -additional details of their situation involving grandchildren and money coming out of their chi

110 PAUL RICHMOND: Testifies on HB 2030 -tells his perspective on social workers -- parents were social workers -had some education in judgment on people -I've seen incredible acts of abuse, violence and irrational behavior by all manner of people who call themselves social

CHAIR MEEK: Need to stay focused on the bill, which is kinship care

RICHMOND: Continues about funds -CSD workers' training -Oregon options -temporary agencies -with most of government going broke and being b to these business which are owned outright by architects, by a lot of the people that sponsor a lot of architects, of these different social

207 SANDRA SIPES: Doesn't want anybody's money, want my grandchildren -tells of her experiences with CSD and trying to remove her grand

263 CHAIR MEEK: Adjourns the meeting at 10:24 a.m.

Submitted by, Reviewed by,

Pamela Berger Tom Mann Committee Assistant Committee Administrator

EXHIBIT SUMMARY:

A - HCR1 - Proposed amendments - staff - 1 p. B - HB 2029 - Fiscal Impact Statement - staff - 1 p. C - HB 2029 - Suggested amendments - Trav
1 p. E - HB 2029 - Testimony from Moore & Bowers - Staff - 1 p. F - HB 2029 - Testimony from Wheeler - Staff - 1 p. G - HB 2029 - Testimony