

SENATE COMMITTEE ON
HEALTH AND HUMAN SERVICES

February 27, 1995 3:00 P.M.

Hearing Room B
Tapes 27 - 28

MEMBERS PRESENT: Sen. Stan Bunn, Chair
Sen. William McCoy, Vice-Chair
Sen. Lenn Hannon
Sen. Bill Kennemer
Sen. Randy Leonard

MEMBERS EXCUSED:

STAFF PRESENT: Art Wilkinson, Committee Administrator
Mary Gallagher, Committee Assistant

MEASURES HEARD: HB 2021
HB 2023
SB 239
SB 384
SB 463
SB 120
SB 121
SB 238

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SESSION

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statements made during this session. Only text enclosed in quotation marks
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please refer to the tapes.

TAPE 27, A

- 001 CHAIR BUNN: Convenes the meeting at 3:08 P M
-Will defer introduction of committee bills for a few minutes
- 004 CHAIR BUNN: ODens PUBLIC HEARING on HB 2021 calls Rep Frank Shields
- 007 STATE REPRESENTATIVE FRANK SHIELDS: Testifying IN SUPPORT of HB 2021,
WITH AMENDMENTS
- 017 SHIELDS: Finishes testimony.

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- 018 CHAIR BUNN: Temporarily Closes PUBLIC HEARING on HB 2021

021 MOTION: SEN. MCCOY: Moves introduction of LC Drafts #3500 [EXHIBIT A],
#3707 [EXHIBIT B], and #3523 [EXHIBIT C] as committee bills.

027 CHAIR BUNN: As a reminder, introduction of bills by this committee is
only a courtesy. It does not indicate either support for or opposition to
the bills by this committee.

033 VOTE: CHAIR BUNN: Hearing no objections, motion CARRIES. SEN. LEONARD
is EXCUSED.

- 035 CHAIR BUNN: Re-opens PUBLIC HEARING on HB 2021; calls Sherwin Cullison.

045 SHERWIN CULLISON, DHR, Adult and Family Services Division: Testifying IN
SUPPORT
of HB 2021. [EXHIBIT D]
-HB 2021 was introduced at our request.
-This bill would allow us to continue the Energy Assistance Disregard
already in place for
households using Food Stamps.

105 CULLISON: Continuing testimony.

147 CHAIR BUNN: We need to get to the heart of this and move on. We have a
number of bills to hear today.

151 CULLISON: Continues testimony.

165 CULLISON: Finishes testimony.

167 CHAIR BUNN: Calls Ellen Lowe to testify.

172 ELLEN LOWE, Associate Director, Ecumenical Ministries of OR: Begins
testimony IN SUPPORT OF HB 2021, WITH AMENDMENTS.

219 CHAIR BUNN: I'm not sure that we on the committee understand fully what
this bill is about and what the specific needs are, but if you could
identify for us, how would you specifically change the bill to make it
better in terms of what you see needs to be done?

224 LOWE: I would like to defer that question to Chuck Sheketoff. For
myself, I would like those dollar amounts to reflect the increase.

229 BUNN: I'm assuming that as you describe it to us, you recognize that it
would then need to go back to the House.

232 CHARLES SHEKETOFF, Attorney, Multnomah County Legal Aid Service:
Testifying
IN SUPPORT of HB 2021, WITH AMENDMENTS. Responds to Chair Bunn's question.
-Talking about winter aid standards.

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278 CHAIR BUNN: Can the changes that you recommend be easily identified to
the committee today? I'm going to recess this hearing, have the three of you
go out in the hall and visit about it, and if you can come to agreement on
it, great...if you can't, I want the three of you together to articulate
clearly the two choices the committee has so that we can take it under
consideration.

289 HANNON: What's the average length of time a person is on Energy
Assistance?

295 SHEKETOFF: The average time someone is on ADC is 2 years.

300 HANNON: My concern is that I don't want to increase this and then find
out we're at odds with the Feds. This could put us in a real bind. I have
some strong reservations about you sending people forth to do goodwill.

314 CHAIR BUNN: I first want to identify whether or not they can agree on
some common ground, and I want them to identify what our two choices are on
this.

321 CHAIR BUNN: Recesses PUBLIC HEARING on HB 2021
Onens PUBLIC HEARING on HB 2023; calls Vickie Williams.

339 VICKIE WILLIAMS, Administrator, State Board of Massage Technicians:
Testifying IN SUPPORT of HB 2023 [EXHIBIT E].

361 WILLIAMS: Finishes testimony.

362 LEONARD: Is there a problem that this bill seeks to address, and if so, what is that problem?

366 WILLIAMS: The problem is that we have up to 500-600 people per year taking this exam. They have to apply a month in advance. It's a lot of work on my part, and then the Board members have to prepare this exam. It takes five board members at least a weekend to compose the exam, and then another week or two to fine-tune it and make sure it's a good exam. The main problem is the timeline and the waste of the board members' time.

380 KENNEMER: How many people do you have licensed under your board?

381 WILLIAMS: Currently we have 3,277.

383 KENNEMER: You have how many applicants for licensure each year?

384 WILLIAMS: It averages at least 400-500.

395 CHAIR BUNN: Closes PUBLIC HEARING on HB 2023
Onens WORK SESSION on HB 2023

397 MOTION: SEN. HANNON: Moves that HB 2023 be sent to the Floor with a DO PASS recommendation.

401 VOTE: CHAIR BUNN: Hearing no objection, the motion CARRIES. All members are present.

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SEN. HANNON will carry the bill.

TAPE 28, A

001 CHAIR BUNN: Onens PUBLIC HEARING on SB 239

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-There's a modification on SB 239. I simply want to have an explanation of the bill today. We will not have public testimony beyond that at this point. The bill will be dealt with further at a later time.

022 CHAIR BUNN: For anyone in the audience who was going to testify on SB 239, the extent that we will deal with the bill today is an explanation of the bill. There will be no further testimony, either pro or con, on that bill today.

032 FRANK BAUMEISTER, Chair, Oregon HRC: Testifying IN SUPPORT of HRC Substitute for SB 239.

085 BAUMEISTER: Continuing testimony.

113 Introduces Dan Harris.

116 CHAIR BUNN: Are you going to indicate the reason for the substituted bill?

117 HANNON: Editorial comments addressed to Baumeister.

152 CHAIR BUNN: Addresses Hannon: I'd like to move ahead with the presentation. We can come back to your questions later.

157 DAN HARRIS, Executive Director, Oregon HRC: Testifying IN SUPPORT of HRC Substitute for SB 239 [EXHIBITS F and G (HRC proposed substitute for SB 239)].

I 90 CHAIR BUNN: You've given us five pages of written testimony you'll need to keep your verbal presentation shorter than that.

191 HARRIS: Responds and continues testimony.

218 We would like to introduce our simpler substitute for the printed SB 239.

250 Introduces Elaine Dunda.

255 ELAINE DUNDA, Member of the Commission: I support our Chair's introduction and Mr.

Harris' report.

-The technology program that is being proposed is a planned approach for us in Oregon to

look ahead and identify those technologies on the horizon that we should be looking at and developing a plan for the future implementation and use of them.

286 Finishes comments.

291 MCCOY: Could you give us an idea of what the fiscal implications of all of this would be? How much do you expect to spend, doing the assessment?

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194 HARRIS: Currently the Governor's Budget proposes about \$90,000 to \$95,000 per year or about \$190,000 for the biennium for the Commission.

300 MCCOY: \$190,000 for the biennium? Is that all? (Harris responds 'Yes') Could you give us an idea of what you're talking about when you say medical technology?

305 HARRIS: Basically, the application of science in the practice of medicine. That application could be through the development of new devices and equipment such as MRI's. It could be new techniques in the practice of medicine or surgery. It could be new pharmaceuticals, etc.

319 KENNEMER: What does a health resources plan constitute?

324 HARRIS: That's in our report, which will be delivered to your offices.

343 KENNEMER: I'm having trouble understanding the need for this. Why do we need another

organization to do this?

352 HARRIS: Responds.

374 BAUMEISTER: Also responds to Kennemer's last question.

TAPE 27, B

476 BAUMEISTER: Still responding to Kennemer's last question.

487 KENNEMER: If we have an organization which only has a budget of \$ 190,000, can this be a true 'Cod-Squad' to make the decisions about what moves and what doesn't, and set a statewide policy? I think this would cause us to lose out on capital and creative ideas.

494 BAUMEISTER: Responds.

506 HANNON: If we are to assume that this is a voluntary effort now, then are we to assume that the next logical progression is to restore and expand the Certificate of Need requirement?

520 HARRIS: This is not a resurrection of Certificate of Need. We don't intend to come back to a future session and say that we now need to have something similar to Certificate of Need.

533 KENNEMER: Do we absolve you from liability?

536 HARRIS: Responds.

LETTER FROM BARNEY SPEIGHT--[EXHIBIT H1--Presented by Dan Harris

555 CHAIR BUNN: Addresses audience: Copies of the revised SB 239 are available at the side table, and will also be filed at the Library. There won't be further testimony on this bill today. Closes PUBLIC HEARING on SB 239; calls 10-minute recess.

563 CHAIR BUNN: Re-convenes the meeting at 4:25 P.M.

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SENATE HEALTH AND HUMAN SERVICES February 27, 1995 - Page 6 ODenS PUBLIC HEARING on SB 384; calls witnesses.

569 KATHRYN WEIT, Policy Analyst, Oregon Developmental Disabilities Council:
Begins

testimony IN SUPPORT of SB 384 [EXHIBITS I and J1

581 ART WILKINSON, Committee Administrator: SB 384 has no fiscal impact on either state or local government.

584 WEIT: Continues testimony.

-SB 384 would allow the Mental Health and Developmental Disabilities Services Division

to contract directly with local, non-profit organizations for the provision of family support services. Currently, all contracts from this Division go through the counties. This bill is narrowly defined to only address family support services.

670 Finishes testimony.

671 JEFF DAVIS, Administrator, Marion County Health Dept.: Testifying IN SUPPORT of SB 384.

683 Finishes testimony.

684 CHAIR BUNN: Closes PUBLIC HEARING on SB 384

Opens WORK SESSION on SB 384

686 MOTION: SEN. HANNON: Moves that SB 384 be sent to the Labor Committee with a DO PASS recommendation.

691 VOTE: CHAIR BUNN: Hearing no objections, motion CARRIES. All members are present.

709 CHAIR BUNN: Onens PUBLIC HEARING on SB 463; calls 1st witness.

711 JIM HILL, Legislative Assistant for Sen. Hamby: Testifying IN SUPPORT of SB 463 on

behalf of Sen. Hamby.
756 Finishes testimony.
758 KENNEMER: Question regarding enforcement power of the Health Council.

762 HILL: Responds.
783 CHAIR BUNN: Calls next witnesses.
791 DAN HARRIS, Executive Director, Oregon HRC: Testifying tN SUPPORT of SB 463 [EXHIBIT K1.

843 Finishes testimony.

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845 CHAIR BUNN: For the record, Scott Gallant from the Oregon Medical Association is not present but he did sign up to testify in opposition to this bill. We will invite him to testify by writtentestimony. Senator Hamby's off~ce may want to visit with him.

Closes PUBLIC HEARING on SB 463
Onens WORK SESSIONS on SB 120 IEXHIBIT L1 and SB 121

855 WILKINSON: Addressing Chair Bunn regarding combining SB 120 and SB 121.
Madeline

Olson of the Mental Health Division can explain how the bills were combined and what the revisions are. Everyone's in agreement; this bill is ready to work session out if the committee likes the contents of it.

872 CHAIR BUNN: Asks Madeline Olson to come up. Talks about HB 2021--the people were not able to come to an agreement. Gave them more time to work on it and bring it back at a later date.

TAPE 28, B

476 MADELINE OLSON, Acting Assistant Administrator, OfE.ce of Mental Health Services:

Testifying IN SUPPORT of SB 120-1.
490 We're not in agreement on one section of the bill like we thought we were. We'll need to bring forth a change to the version that Legislative Counsel drafted.
-Discusses section which needs to be changed and what changes need to be made.

512 WILKINSON: Can we make those changes right now, so we can hand-engross the bill?
(Chair Bunn is in agreement.)

516 OLSON: Telling committee where the changes are in the bill.

524 MOTION: SEN. HANNON: Moves the amendment as read be adopted.

525 VOTE: CHAIR BUNN: Hearing no objections, motion CARRIES. All members are present.

529 OLSON: Lists next change.

531 MOTION: SEN. HANNON: Moves the amendment as read be adopted.

532 VOTE: CHAIR BUNN: Hearing no objections, motion CARRIES. All members are present.

534 WILKINSON: With those changes, all parties involved are in agreement with this bill.

542 MOTION: SEN. HANNON: Moves SB 120-1, AS AMENDED by the committee, be

sent to the Floor with a DO PASS recommendation.

549 CHAIR BUNN: Re-states the motion.

551 VOTE: CHAIR BUNN: Hearing no objections, motion CARRIES. All members are present.

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SEN. MCCOY will carry the bill.

557 MOTION: SEN. HANNON: Moves that SB 121 BE TABLED.

560 VOTE: CHAIR BUNN: Hearing no objections, motion CARRIES. All members are present.

563 CHAIR BUNN: Onens WORK SESSION on SB 238
567 KEITH PUTMAN, Committee Researcher: Addresses Chair Bunn re: SB
238--hands out
amendment [EXHIBIT M].
584 HANNON: Does the deletion requirement affect Naturopaths or other
professions?
593 DELL ISHAM, representing Oregon Association of Naturopathic Physicians:
Responds to
Sen. Hannon's question
599 HANNON: Re-phrases question: Does the deletion requirement take
Naturopaths out from under the Board of Medical Examiners?
604 ISHAM: No, it does not. Naturopathic physicians have their own board.
609 HANNON: That's not my question. It says 'ideletes requirement that
Board of Medical
Examiners approve..." By adopting that language, does it take Naturopaths
out of the jurisdiction of the BME?

611 ISHAM: Responds.
617 HANNON: So you're opposed to the deletion of this language?
618 ISHAM: Yes. We would like to see the original language restored.
619 CHAIR BUNN: Addresses Hannon regarding the BME's prior testimony.
620 HANNON: Responds to Chair Bunn.
625 CHAIR BUNN: I want to have someone from the agency here to examine this
issue. Let's
deal with the amendments for now.
630 PUTMAN: Addresses Chair Bunn regarding the amendments.
635 MOTION: SEN. HANNON: Moves the -I amendments be adopted.
637 VOTE: CHAIR BUNN: Hearing no objections, motion CARRIES. All members are
present.

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638 HANNON: I'd like to defer action on this bill until we have the BME present to answer some questions.

646 CHAIR BUNN: Closes WORK SESSION on SB 238

-I'll ask that the BME be present at the next Work Session we have on this bill.

655 Adjourns the meeting at 5:03 P.M.

Mary Gallagher
Committee Assistant

Reviewed by,

Art Wilkinson
Committee Administrator

EXHIBIT SUMMARY:

- A - LC Draft #3500--Art Willcinson--2 pages
- B - LC Draft #3707--Art Wilkinson--2 pages
- C - LC Draft #3523--Art Wilkinson--4 pages
- D - Written Testimony on HB 2021 --Sherwin Cullison-- I page
- E - Written Testimony on HB 2023--Vickie Williams--1 page
- F - Written Testimony on SB 239--Dan Harris--5 pages
- G - HRC Proposed Substitute for SB 239--Dan Harris--2 pages
- H - Letter to Chair Bunn from Barney Speight re: SB 239--Dan Harris--1 page
- I - Written Testimony on SB 384--Kathryn Weit--3 pages
- J - Family Support Fact Sheet re: SB 384--Kathryn Weit--1 page
- K - Written Testimony on SB 463--Dan Harris--2 pages
- L - -I Amendments to SB 120--Art Wilkinson--7 pages
- M - -1 Amendments to SB 238--Keith Putman--1 page

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