

HOUSE COMMITTEE ON CHILDREN AND FAMILIES

April 14, 1993
64 - 67

Hearing Room 137 1:30 p.m.

Tapes

MEMBERS PRESENT: Rep. John Meek, Chair Rep. Lisa Naito,
Vice-Chair Rep. Ron Adams (Alternate) Rep. Patti Milne Rep. Gail Shibley

STAFF PRESENT: Annette Price, Committee Administrator Edward C.
Klein, Committee Assistant

PUBLIC HEARING: HB 2008 - Establishes pilot program to assist children
in achieving healthy start.

INFORMATIONAL MEETING: Presentation by Children First for
Oregon

WORK SESSION: HB 3000 - Directs district school board to
develop course to instruct high school students on parental skills and
child development.

PUBLIC HEARING: HB 2559 - Requires State Archivist to adopt
schedule to retain Children's Services Division records relating to
child abuse and foster home placement. HB 3008 - Appropriates money from
General Fund to Health Division to fund grant program for regional and
community child abuse assessment centers. HB 3364 - Requires Children's
Services Division to reimburse member of child's immediate family for
income lost as a result of division action if the action does not result
in official action against family member or family. HB 2320 - Prohibits
employee of Children's Services

Division from requiring or recommending that child, parent or guardian
of child or member of child's family consult with specific counselor.

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These minutes contain materials which paraphrase and/or summarize
statements made during this session. Only text enclosed in quotation
marks report a speaker's exact words. For complete contents of the
proceedings, please refer to the tapes. [--- Unable To Translate Graphic
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TAPE 64, SIDE A

003 CHAIRMAN MEEK: Calls the committee to order at 1:35 p.m.

PUBLIC HEARING ON HB 2008 -- EXHIBITS A & B

Witnesses: Rep. Larry Campbell, District 43 Craig Campbell, Chief of
Staff, Speaker of the House Jeff Davis, Co-Chair, Legislative Committee
for Coalition of

Local Health Officials Carol Metzler, President, Children First for
Oregon David Still, Health Services Administrator, Union County and

Member of Children's Care Team John Ball, Director, Oregon Children and Youth Services Commission

CHAIRMAN MEEK: Opens the Public Hearing on HB 2008.

011 REP. LARRY CAMPBELL, District 43: Testifies in support of HB 2008 -He presents some statistics on Healthy Start. -We'd like to find a way to fund this program statewide. -He suggests Tillamook, Bend and Eugene as the three pilot programs. -Problems associated with a child's early years cause other problems later on. -He asks the committee to setup a Subcommittee on HB 2008.

066 REP. ADAMS: Washington County has a Healthy Start project.

REP. CAMPBELL: There are six or seven hospitals in the state working on this.

REP. ADAMS: This will take some funding. It would help us if we could see some statistics from somewhere where this is working.

081 CRAIG CAMPBELL, Chief of Staff, Speaker of the House: Will try and get them for the committee.

092 JEFF DAVIS, Co-Chair, Legislative Committee for Coalition of Local Health Officials: Presents testimony in support of HB 2008 (EXHIBIT A).

135 REP. CAMPBELL: Could you provide the information you referred to?

DAVIS: He will.

140 CAROL METZLER, President, Children First for Oregon: Presents testimony in support of HB 2008 (EXHIBIT B).

203 CHAIRMAN MEEK: It's our goal to try and initiate this throughout the

state. -Hopefully we can implement this through the system reconfiguration.

221 DAVID STILL, Health Services Administrator, Union County and Member of Children's Care Team: Testifies in support of HB 2008. -He wants to make sure we build on our successes.

249 CHAIRMAN MEEK: That's our primary directive.

254 JOHN BALL, Director, Oregon Children and Youth Services Commission: Testifies in support of HB 2008. -We think there is a mechanism currently in place to institute comprehensive Healthy Start programs. -He discusses different proposals of how to implement this program beyond the three county pilot projects.

379 REP. CAMPBELL: Your suggestions are refreshing. -Would you be willing to work with my staff or the subcommittee to help us with some of the cost figures? -There's something very wrong with the fiscal impact statement based on the pilot project.

400 BALL: That impact statement led us to discussions with the

practitioners about looking at different ways to slice this. -We'll be happy to work with the Health Division and committee to show

you some examples of how we build on existing resources.

413 REP. ADAMS: You see some leverage resources from already existing activities? -He's fearful that the state will take it over and any communities will stop whatever is already going on.

BALL: Communities recognize there are already elements of this program. -The state has not identified the conceptual umbrella and organized its own policy and planning so local jurisdictions can integrate at the local level something that's also being integrated in the policy and budgeting level in Salem. -We've had a positive response from hospitals and local public agencies.

CHAIRMAN MEEK: Closes the Public Hearing. -He appoints Rep. Naito and Rep. Milne to the subcommittee. -Rep. Naito is Chair. -The primary goal is universal contact. -This is essential to the implementation of the CCT plan. -Have this back by April 28.

TAPE 65, SIDE A

PRESENTATION BY CHILDREN FIRST OF OREGON

Witnesses: Muriel Goldman, Children First for Oregon Johanna Borkan, Portland Chamara Jackson Lan Phuong Nguyen Michelle Rutty, Medford Rex, Portland Tiffany A, Rosemont School Tiffany S, Rosemont School Jennifer Porter Sheila Gore, Ashland Bridgette Carter, Monroe High School, Portland Sonja Stewart, Springfield Erika Fenter, Springfield Adons Foley, So. Medford High School Shandell Jackson, Portland Scott Price, Portland

018 MURIEL GOLDMAN, Children First for Oregon: We thought this would be a wonderful opportunity for the young people to share their concerns. -She introduces the In School Panel.

035 JOHANNA BORKAN, Portland: Talks about what will happen if handicapped children don't have special programs.

045 CHAMARA JACKSON: Presents concerns of what will happen due to school

budget cuts.

066 LAN PHUONG NGUYEN: Testifies on her expectations that minorities shouldn't be overlooked.

082 REX, Portland: Expresses concerns about the budget cuts.

103 MICHELLE RUTTY, Medford: Discusses alternative programs and budget cuts.

119 CHAIRMAN MEEK: It's takes a lot of courage to go back to school.

MICHELLE: Alternative programs make it easier.

GOLDMAN: Introduces Girls Equal Access Panel.

131 TIFFANY A, Rosemont School: Discusses budget cuts and problems

she's

faced.

152 TIFFANY S., Rosemont School: Discusses problems she's faced, budget cuts and the inequality women face.

176 JENNIFER PORTER: There's a lot of untapped potential, because young women aren't given the chance. -She discusses some of the programs young women need.

199 SHEILA GORE, Ashland: Without treatment, she wouldn't be here. -It's sad others won't get opportunities because of budget cuts.

225 GOLDMAN: Introduces Teen Parent Panel.

232 CHAIRMAN MEEK: Announces schedule for April 28, which will focus on programs for young women.

242 BRIDGETTE CARTER, Monroe High School, Portland: Discusses parenting classes at Monroe High School. -Day care is one of the biggest problems teen parents face.

269 SONJA STEWART, Springfield: Discusses Together for Children and Birth to Three.

284 ERIKA FENTER, Springfield: Discusses Lane County Teen Parent Programs. -She discusses Together for Children.

310 ADONS FOLEY, So. Medford High School: Discusses the teen parent program she attends.

330 GOLDMAN: Introduces Homeless Panel.

338 SHANDELL JACKSON, Portland: Discusses how she ended up becoming homeless. -She discusses Outside In.

380 SCOTT PRICE, Portland: When programs are cut more kids will end up on the streets. -He urges the committee to add one or two youths to the Commission for

Children and Families.

435 JACKSON: There were not programs available to her when she was sexually abused at 9 years of age. -She asks the committee to support programs for abused girls.

TAPE 64, SIDE B

023 GOLDMAN: These young people represent many other young people throughout the state. -It's a difficult time to be young. -All of them have pressing needs that have to be met. -Some of their needs that are being met are in danger of being lost due to a loss of resources.

046 REP. SHIBLEY: Encourages the young people to continue their efforts in advocating for themselves.

063 REP. NAITO: We welcome your participation and involvement.

CHAIRMAN MEEK: Invites them to return April 28.

REP. SHIBLEY: Is the legislative point person for April 28th.

078 GOLDMAN: Hopes the committee will share the concerns they heard with

their colleagues.

WORK SESSION ON HB 3000

CHAIRMAN MEEK: Opens the Work Session on HB 3000

085 REP. NAITO: Moves HB 3000 to the Education Committee.

ROLL CALL: AYE: Rep. Adams, Rep. Milne, Rep. Shibley, Rep. Naito, Chairman Meek.

All members voting aye, the motion carries.

CHAIRMAN MEEK: That will actually go to the Speaker's Office and they'll move it to the Education Committee.

PUBLIC HEARING ON HB 2559 -- EXHIBIT C

Witnesses: Rep. Carl Hosticka, District 40 Roy Turnbaugh, State Archivist Anne Niederehe, CSD Judith Craddock

CHAIRMAN MEEK: Opens the Public Hearing.

130 REP. CARL HOSTICKA, District 40: We're trying to resolve some of the

issues which were raised the last time the bill was heard. -We need legislation to give CSD the authority to extend their retention period. -He discusses proposed amendments they're working on.

156 ROY TURNBAUGH, State Archivist: This is an issue of substantial policy concerns. -His preference is to put it in statute and not leave it in rule. -The fiscal impact for the coming biennium may be nil. -A 75 year retention period would be adequate.

188 ANNE NIEDEREHE, CSD: We support the present proposal. -We still believe there would be a \$75,000 cost per biennium, not all of which would be recoverable by charges to persons who would want to access those records.

207 REP. ADAMS: For the record: We don't have a bill to abolish CSD. -Can CSD and State Archives throw out duplicated records?

222 NIEDEREHE: We try to prevent duplicate files.

REP. ADAMS: Is there a purge process?

TURNBAUGH: Responds.

CHAIRMAN MEEK: Are we distinguishing between founded and unfounded cases? 253 REP. HOSTICKA: Unfounded case records should be retained.

267 REP. NAITO: It would be helpful to maintain the unfounded

records. -Hopefully we'll be moving to a system where voluntary supports could be offered to a family whether a case is founded or unfounded.

280 JUDITH CRADDOCK: Presents testimony in support of HB 2559 (EXHIBIT C).

CHAIRMAN MEEK: Closes the Public Hearing.

REP. SHIBLEY: Is it your intent to wait for specific amendments?

CHAIRMAN MEEK: And also the fiscal impact.

REP. SHIBLEY: When will they be available?

CHAIRMAN MEEK: Not until May.

REP. NAITO: Have amendments been requested, is there a work group, how is that proceeding?

338 CHAIRMAN MEEK: Rep. Hosticka has been taking care of that.

PUBLIC HEARING ON HB 3008 -- EXHIBITS D to F

Witnesses: Rep. Sam Dominy, District 44 Marie Bell Maureen Whitman, DHR

CHAIRMAN MEEK: Opens the Public Hearing on HB 3008.

350 REP. SAM DOMINY, District 44: Presents testimony in support of HB 300 8 (EXHIBIT D). -He has no problem using this bill as a vehicle as long as we find a way to help these children.

405 CHAIRMAN MEEK: Will look this over closely. -He knows there are a couple of companion bills, he doesn't know if they need to send a package to Appropriations.

REP. DOMINY: Presents ORS 418.780 to 418.796, Regional and Community Child Abuse Assessment Centers (EXHIBIT E).

420 MARIE BELL: Testifies in support of HB 3008. -HB 3219 is intended to be a funding vehicle.

TAPE 65, SIDE B 015 BELL: Suggests that once we determine where the funding agency is, it ought to be consistent. When that decision is made, we need a statutory change. -The committee, Rep. Dominy and myself should try to determine the funding source and then clean up the statute.

026 CHAIRMAN MEEK: We'd appreciate it if you'd take the lead on this.

BELL: Will be glad to.

031 REP. SHIBLEY: Do you think the advisory council is doing as good a job as it might, given the statutory requirements?

038 BELL: They've been doing as well as they can. -They lack the history and background the Family Protection Unit has in this issue.

049 MAUREEN WHITMAN, DHR: Presents testimony in support of HB 3008 (EXHIBIT F).

092 REP. ADAMS: Marie Bell said that we mandated these centers without funding.

WHITMAN: The Health Division has been doing a good job of putting together an advisory council and working on developing a system. -The only regional center is the CARES program which has been functioning for a few years. -She discusses programs in other areas.

139 REP. NAITO: The CARES program is wonderful. -This would be a good investment for law enforcement. -Some of the funding should come out of law enforcement. Has there been discussion about DAs or law enforcement putting some funds in this?

158 WHITMAN: HB 3319 would assess a fine to go into the unitary tax and a certain amount would go back to the counties to fund identified child abuse programs. -She doesn't know if any money comes out of law enforcement.

CHAIRMAN MEEK: Closes the Public Hearing.

PUBLIC HEARING ON HB 3364 -- EXHIBIT G

Witnesses: Rep. Larry Sowa, District 26 Phyllis White Betty Uchytel, Assistant Administrator, CSD Mr. Derr

181 REP. LARRY SOWA, District 26: Testifies in support of HB 3364.

227 REP. ADAMS: Would this cause the agency to look even harder to come up with some kind of action?

REP. SOWA: Responds.

252 REP. SHIBLEY: Has seen both sides of this issue. -Abuse and neglect occur far too frequently. -We need to discuss all aspects of this issue.

304 REP. ADAMS: Relates an instance he's familiar with. -If there's a monetary concern, might an official search even harder for information of abuse?

340 REP. SOWA: Introduced the bill to get the discussion going.

352 PHYLLIS WHITE: Has lost over \$6000 in something that was unfounded.

373 BETTY UCHYTIL, Assistant Administrator, CSD: Presents testimony in opposition to HB 3364 (EXHIBIT G).

TAPE 66, SIDE A

015 UCHYTIL: Continues.

038 REP. MILNE: This bill may give everyone the same leverage. There appears to be a breakdown in this process.

052 REP. ADAMS: Refers to paragraph 2, page 2. -This implies going through what probably would be a very expensive process. -This bill seems to add additional safeguards.

070 REP. NAITO: There are limits to what can be recovered.

076 UCHYTIL: This doesn't necessarily address acts that are negligent, the action may be very appropriate to take. -Some 18,000 children are in families where abuse has taken place.

090 REP. ADAMS: Could you repeat those numbers?

UCHYTIL: 18,000. -2700 children are placed in foster care. -In the metro area, 4% to 6% go on to criminal charges.

101 MR. DERR: The decision to remove children from the home is too quick.

CHAIRMAN MEEK: Closes the Public Hearing.

PUBLIC HEARING ON HB 2320 -- EXHIBITS H to K

Witnesses: Rep. Mary Alice Ford, District 8 Jo Ellen Reich, CSD, Klamath Falls Phyllis White Signa Johnston Rosemary Adamski Diana Roberts, Manager, Adoption/Permanent Planning Dr. Steve Sullivan, Psychologist Nancy Bethurem Mr. Derr

116 REP. MARY ALICE FORD, District 8: Testifies in support of HB 2320. -She presents amendments to HB 2320 (EXHIBIT H). They have my name on

them, but they are from the Oregon Alliance of Children's Programs. -She's concerned there are not just three people on the list. -She would like the committee to make sure any list would include all licensed psychologists with the necessary qualifications. -Another problem is when a family's insurance doesn't cover a certain psychologist.

216 REP. SHIBLEY: Thinks this is a great bill. -She is concerned about a closed shop with anything to do with CSD's actions. -She's also concerned about the CARES Unit, because there is only one psychologist there. -We should build the kind of capacity to provide a variety of choices for families.

238 REP. FORD: That's why she likes the original bill without the amendment.

240 JO ELLEN REICH, CSD, Klamath Falls: Has seen the misuse of therapists. -She relates a specific case. -Agrees with Rep. Shibley, that when you get in-house people, you get certain types of answers.

295 PHYLLIS WHITE: Presents testimony in support of HB 2320 (EXHIBIT I).

371 REP. ADAMS: This is similar to the situation he described earlier.

377 SIGNA JOHNSTON: Testifies in support of HB 2320.

TAPE 67, SIDE A

013 JOHNSTON: Continues. -This bill needs to be looked at in light of HB 3577.

100 ROSEMARY ADMASKI: Presents testimony in support of HB 2320

(EXHIBIT J).

178 DIANA ROBERTS, Manager, Adoption/Permanent Planning: Presents testimony in opposition to HB 2320 (EXHIBIT K). -She suggests an amendment.

210 CHAIRMAN MEEK: How would a psychologist get on a list; who makes the

choice?

ROBERTS: Responds.

234 CHAIRMAN MEEK: Some parameters need to be developed on what you're looking for in regards to the list. -Thinks the intent is that as long as there's a qualified psychologist

who meets the parameters, even though they might not be on the list, they should not be disqualified. -People are asking for a right to choose.

284 ROBERTS: Asks for clarification on what additional language is needed.

CHAIRMAN MEEK: Responds. -The important thing is for a person to be evaluated by a qualified professional.

323 REP. ADAMS: What does a psychologist have to do to be qualified? -Are these allegations you're hearing news to CSD--Sending a person to different psychologists until you get the answer you want?

333 ROBERTS: Would like the people who testified to sign a release so she could look into the individual cases.

350 REP. ADAMS: What does CSD pay for an evaluation?

DR. STEVE SULLIVAN, Psychologist: \$342.

374 NANCY BETHUREM: Testifies in support of HB 2320.

418 MR. DERR: Attorneys should also have the right to say what they prefer their clients to see.

CHAIRMAN MEEK: Closes the Public Hearing and adjourns at 4:32 p.m.

Submitted by,

Reviewed by,

Edward C. Klein,

Annette Price, Committee Assistant
Committee Administrator

EXHIBIT LOG:

A - Testimony on HB 2008 - Jeff Davis - 1 pages B - Testimony on HB 2008 - Carol Metzler - 2 pages C - Testimony on HB 2559 - Judith Craddock - 3 pages D - Testimony on HB 3008 - Rep. Dominy - 2 pages E - ORS 418.780

to 418.796 - Rep. Dominy - 3 pages F - Testimony on HB 3008 - Maureen Whitman - 4 pages G - Testimony on HB 3364 - Betty Uchytel - 2 pages H - Amendments to HB 2320 - Rep. Ford - 1 page I - Testimony on HB 2320 - Phyllis White - 1 page J - Testimony on HB 2320 - Rosemary Adamski - 4 pages K - Testimony on HB 2320 - Diana Roberts - 2 pages