

HOUSE COMMITTEE ON CHILDREN AND FAMILIES

March 1, 1993
- 37

Hearing Room 50 1:30 p.m.

Tapes 35

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

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

INFORMATIONAL MEETING: Committee discussion on Care Team
Legislation: HB 2003 - Establishes standards for support delivery
systems for children and families by State Office of Services for
Children and Families HB 2004 - Creates State Commission on Children

and Families HB 2005 - Transfers duties of child protective

services from Department of Human Resources to State

Office of Services for Children and Families HB 2006 - Authorizes family
counselor to obtain records of certain other counselors involved with
members of same family

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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 35, SIDE A

003 CHAIRMAN MEEK: Calls the committee to order at 1:30 p.m.,

ROLL CALL: PRESENT: Rep. Campbell, Rep. Milne, Rep. Shibley, Rep.
Naito, Chairman Meek EXCUSED: Rep. Adams

CHAIRMAN MEEK: Discusses the day's agenda.

INFORMATIONAL MEETING: DISCUSSION OF CARE TEAM LEGISLATION - HB 2003,
HB 200 4, HB 2005, HB 2006 -- EXHIBITS A & B

021 CRAIG CAMPBELL, Chief of Staff, Speaker of the House: Discusses
HB 200 4 (EXHIBIT A). -He refers to Children's Care Team Report (EXHIBIT
B). -He refers to page 2 of the report. -He describes the State
Commission on Children and Families, section 2, HB 2004.

080 REP. CAMPBELL: The eleventh member of the commission would be
the Superintendent of Public Instruction.

C. CAMPBELL: Correct; that's the one specifically titled member of the
commission. -He discusses section 3.

135 REP. NAITO: The Care Team (CCT) was interested in seeing there was a

feedback loop so the State Commission could get feedback from the local commissions on what was or wasn't working. -That's somewhat served by having local representatives on the State Commission. -Are there any other aspects that serve that purpose?

C. CAMPBELL: That's the State Commission staffs responsibility.

149 REP. CAMPBELL: Where does the local levels' waiver come into play?

C. CAMPBELL: On page 19 of the report there was a specific provision that the local commissions have that capability.

REP. CAMPBELL: If it's not clearly delineated in HB 2004, he'd like staff to prepare the necessary amendment.

C. CAMPBELL: If it's not in the bill it should be.

165 CHAIRMAN MEEK: Are you referring to the local commissions seeking a waiver from the standards developed by the State Commission?

REP. CAMPBELL: Yes. He describes the State Commission's function and the possible needs for waivers.

C. CAMPBELL: We'll make sure that's in there.

185 REP. NAITO: Wouldn't the waivers come into play when the local commissions makes their plan? -We might want to put that language in the clause that provides for the State Commission to develop standards and standards to consider waivers.

195 C. CAMPBELL: In the process of submitting the plans at the state level you'd like the waiver process to be part of that acceptance, because the plan would indicate where one priority might be different than the state level?

REP. NAITO: That makes the most sense. -She doesn't know any reason not to put those together.

CHAIRMAN MEEK: We need to make sure that it's clear the local commissions may have to veer from the statewide goals to meet a need at the local level.

211 REP. CAMPBELL: Is it the intention of having the State Commission sign off on the plans or just the county commissions to sign off on the plans? -Is it the responsibility of the State Commission to review or approve?

C. CAMPBELL: The Care Team identified it would be an acceptance by the board of county commissioners and the State Commission.

REP. CAMPBELL: Rep. Naito's suggestion was on target. -If the plan differentiated from the standards that were set it would almost be an automatic request for a waiver. Maybe it could be set up

on that basis.

228 C. CAMPBELL: There is also a provision which allows members of the State Commission to elect the chair and vice-chair. -The model that was selected is similar to the model created by the Oregon Community Children & Youth Services Commission (OCCYSC). -This is a departure from the way OCCYSC has operated in the past.

REP. NAITO: Please elaborate.

C. CAMPBELL: He explains. -He continues discussing the State Commission. -He discusses the county or regional commissions.

272 CHAIRMAN MEEK: That flexibility is in section 10.

280 REP. CAMPBELL: Has there been any identification on having people from juvenile justice or education on those local commissions?

CHAIRMAN MEEK: The bill says they should be lay persons.

REP. CAMPBELL: The CCT was interested in having representation of the key players from the communities and state.

299 C. CAMPBELL: We only address that for those counties that wish to offer an alternative method.

REP. CAMPBELL: He thinks that is an omission in the bill.

C. CAMPBELL: The CCT pointed out it was essential that education and the courts be involved in making decisions on how local programs would be done.

REP. CAMPBELL: He will make arrangements to submit such amendments.

321 REP. NAITO: Remembers a discussion having a teacher on there, but there was also discussion they didn't want to tell the local commissions what to do. C. CAMPBELL: Page 21 of the report indicates the local level structure.

REP. CAMPBELL: Would be happy if they amend the bill to reflect that structure.

343 C. CAMPBELL: Discusses section 11.

CHAIRMAN MEEK: Can we get back to section 8?

C. CAMPBELL: Discusses section 8.

383 REP. NAITO: Sees the State Commission developing the plan. -She's concerned with the process of how that happens.

C. CAMPBELL: That's in HB 2005.

398 REP. CAMPBELL: Refers to section 11. -The recommendation of the CCT was that the county or regional commission hire the lead staff person. It's the lead staff person's responsibility to hire the rest of the staff.

C. CAMPBELL: The correct language is associated with the State Commission. The same language should be used for the county or regional commissions.

CHAIRMAN MEEK: Reads from page 3, line 45 and page 4, lines 1 and 2, HB 2004.

REP. CAMPBELL: Amend page 4, lines, 39 and 40: "The county or regional commission shall employ the staff director who will be responsible for hiring a supervising the county or regional commission staff."

CHAIRMAN MEEK: What if they don't want to?

499 REP. CAMPBELL: We want the line responsibilities in the hands of the

paid professionals.

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021 CHAIRMAN MEEK: There may be an agreement between the county and commission that that person is a county employee. -The locals need that flexibility.

030 REP. CAMPBELL: The CCT didn't want the county to hire this staff. If the counties hire the staff, there's little need for a local commission. -The county reviews and approves the plan, but the management of the programs is the commission's responsibility. -What do the other members of the CCT remember?

045 REP. SHIBLEY: Remembers the discussions we had on the gulf between policy and management. -She agrees with the Speaker's assessment.

REP. NAITO: Also concurs. -Page 21 of the report spells that out.

056 C. CAMPBELL: The State Commission language on page 3, lines 11 and 12 does not specify selection of a lead staff person.

060 REP. CAMPBELL: We had the same arrangement for the State Commission as we had for the local commission.

067 REP. ADAMS: In that case, page 3, line 45 and page 4 line 1 would be

inappropriate.

CHAIRMAN MEEK: Clarifies.

REP. CAMPBELL: In one case we're talking about the commission and in another case we're talking about the State Office.

084 C. CAMPBELL: The staff of the State Office is not the staff of the State Commission. -He discusses the emergency clause.

096 REP. SHIBLEY: If this passes in May, then counties will be given the

mandate to appoint a local commission or join with other counties to

form a commission. -She is concerned how counties would respond to that and understand what's being required of them. -Are the mechanisms in place? How would that work.

118 CHAIRMAN MEEK: By next week he anticipates the Association of Oregon

Counties would be able to testify on their part of the implementation.

128 REP. SHIBLEY: There was a no money, no mandate bill introduced by the Interim Government Mandates Committee. -Would this be a mandate?

135 REP. CAMPBELL: When this passes we have to make sure everything forced by the legislation is understood and accepted. -We need to find an orderly way to introduce this. -The youth development commission type of organizations in most of the

counties with the state organization that supports that is the nucleus of what we're looking at. -The establishment of the structure might take longer in some counties. -Your points are well made. -We have to make sure the legislation works.

CHAIRMAN MEEK: All of the counties have copies of the report and legislation. They're working on it.

REP. CAMPBELL: Do the youth services commissions have copies of the report and are we hearing from them?

C. CAMPBELL: Yes. REP. CAMPBELL: Do they have copies of the drafts?

C. CAMPBELL: OCCYSC has sent out copies.

179 REP. NAITO: Has everyone gotten copies of the report?

183 ANNETTE PRICE: Over 500 copies of the report and legislation were sent out. -The report is available through Distribution.

192 C. CAMPBELL: There was no intent of secrecy. We wanted to wait until the final report was printed. -We didn't want wrong information to get out.

REP. NAITO: Wants to make sure there are enough copies of the report.

201 REP. SHIBLEY: Recalls that John Ball mentioned that the last of the counties formed a local children and youth services commission. -Is this correct?

C. CAMPBELL: All 36 counties now have a children and youth services commissions.

REP. SHIBLEY: Some are very recent.

C. CAMPBELL: Knows some have been formed recently, but he's not sure exactly when.

215 REP. SHIBLEY: How is the budgeting going to be handled?

233 CHAIRMAN MEEK: The fiscal impact is being worked on intensely. -We will have a series of fiscal discussions.

250 PRICE: LFO will be coming in on Wednesday to begin this discussion.

261 REP. CAMPBELL: This legislation is being developed in a similar manner as HB 3565. -We'll be working on this over a period of time. -It seems we'll be able to fund this out of current revenues. -We want to make sure we maintain the same funding we are receiving now.

286 CHAIRMAN MEEK: Let's go over the schedule for the next week.

295 PRICE: Discusses next week's schedule. -We have not yet scheduled HB 2003, 2005 and 2006.

323 REP. NAITO: Wouldn't it be better to send out the whole package at once?

CHAIRMAN MEEK: We'll discuss that.

337 REP. CAMPBELL: Refers to section 4, HB 2004. -Could you discuss what you have in mind for section 4? C. CAMPBELL: Responds.

350 REP. CAMPBELL: Where did we determine that the terms be staggered?

C. CAMPBELL: That came from Legislative Counsel. He elaborates.

371 REP. CAMPBELL: Five could serve four years and five could serve two years.

C. CAMPBELL: Everyone would have a four-year term, except for those appointed for the first five positions?

REP. CAMPBELL: We should make this as simple as possible. -He explains.

REP. NAITO: It's helpful to have some staggered so there's not a whole new membership at one time. -It's useful having a group meld together without a lot of interruptions.

C. CAMPBELL: We'll put that into the amendments.

CHAIRMAN MEEK: How long a member serves is not in the bill and will be discussed.

415 REP. ADAMS: There's an advantage of only replacing a couple of people at a time. -He likes spreading it out a little further. It seems that would help

the process move better.

TAPE 35, SIDE B

017 CHAIRMAN MEEK: Discusses staggering terms.

029 C. CAMPBELL: Discusses HB 2003. -He refers to pages 53 to 66 of the CCT report. -He discusses section 1.

050 REP. NAITO: We looked at a lot more than just honoring diversity.

056 C. CAMPBELL: Discusses diversity. -He discusses section 2. -He discusses section 3, the Family Resource Center.

093 REP. SHIBLEY: What's the difference between "to be provided" and "shall be provided" or "may be provided?"

C. CAMPBELL: "To be" is more of a mandate.

REP. CAMPBELL: This is only the preventative side?

100 C. CAMPBELL: The Care Team plan indicated preventive language.

104 REP. CAMPBELL: It seems the Family Resource Center should be there for any child whether it be preventative or treatment oriented. -Aren't we talking about multi-evaluation and the determination of how you can best serve the needs?

112 C. CAMPBELL: The language from an earlier draft which defined family

resource centers and family service centers didn't match the intent of

what the Care Team wanted. -He is not convinced the language in the bill is the intent of the CCT. -That would be a policy decision to change that.

125 REP. NAITO: If you mandate the basic services to be included in the family resource center, something like contact with newborn children and families may not be provided in the resource center. -We should let the local commission decide the logical place where these services should happen. -Sections 2 and 3 mandates setting up of centers.

137 CHAIRMAN MEEK: There needs to be some amending to make sure we're not creating a huge monopoly of a family resource center.

152 REP. SHIBLEY: How can we ensure we don't send a family to two different places and stay true to the single point of entry?

171 CHAIRMAN MEEK: Refers to pages 30 and 31 of the report. -We want to make sure that once a family with a multiple need is identified there are resources in the family resource center that have

been identified. -The CCT felt that services should be contracted out with professionals. -A service may be available, but not in the service center. -The coordination of that service is through the care coordinator at the family service center.

201 REP. SHIBLEY: How do we make sure there's a single point of entry?

REP. CAMPBELL: Has trouble identifying a Family Resource Center and a Family Service Center.

217 REP. MILNE: Thanks Rep. Campbell for bringing that up. -We're supposed to be making this more simple, but this makes it more complicated.

230 CHAIRMAN MEEK: We're dealing with a stronger preventative arm.

Sometimes it's well defined when you get treatment, but sometimes it's

not so well defined. -The family resource center is where the evaluation and basic element of identifying a family's needs takes place. -If there is a need beyond the family resource center, there may be a further evaluation needed to identify the full extent of treatment. That's the family service center.

REP. CAMPBELL: Are these professional services?

CHAIRMAN MEEK: Yes; that's the way the CCT identified them. 265 REP. MILNE: Are we going to have people falling through the cracks because they don't fit a particular definition? -How do we evaluate whether it's preventative or treatment?

279 CHAIRMAN MEEK: That's our challenge in making sure the language in HB 2003 is spelled out clearly. -Section 10 may make that more clear.

291 REP. NAITO: A challenge we face is not to make it exclusive. -She refers to page 15 of the report, the Support-Based Delivery system. -We have to recognize that we don't want someone with a small problem to have a huge assessment made, when all they need is someone to talk to for several hours.

312 CHAIRMAN MEEK: Describes the resource centers. -He refers to page 57 of the report. -There needs to be a clear delineation between the family resource center and family service center.

358 REP. NAITO: Those circles should be overlapping.

363 REP. ADAMS: This makes sense if you look at section 4. -If they were combined we may lose something.

386 CHAIRMAN MEEK: On page 4, line 7, delete "in the age range targeted by the center." -This sends the wrong message. -The intent is that section 5 delineates some of the services that need to be available for ages 0 to 5. Section 6 talks about children of grade school age.

421 C. CAMPBELL: Discusses the intent of family resource centers.

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011 REP. CAMPBELL: Clear definitions of family resource centers and family service centers are needed.

019 CHAIRMAN MEEK: Sections 5 to 8 deal with the language that's in the report.

030 REP. CAMPBELL: The important language in those sections is "may include." -This is intended as a guide for the centers.

C. CAMPBELL: That's correct. -He discusses Section 4(3).

046 REP. ADAMS: Would like to switch sections 7 and 8.

053 REP. SHIBLEY: If you have legislation requiring a county to provide or offer on-going or at-home treatment and a list of additional requirements and another list of possible services, the county will probably only provide the mandated services. 070 C. CAMPBELL: That was brought up.

REP. CAMPBELL: The dollars better be provided up-front for any mandates. -We don't want to mandate

079 REP. SHIBLEY: There were a series of mandates in HB 3565. -If it's the intent to follow the model of HB 3565, this isn't it.

088 REP. CAMPBELL: Do we have a Healthy Start bill?

C. CAMPBELL: HB 2008.

REP. CAMPBELL: This would be inconsistent with what we're doing with HB 2008. -He would like to have the dollars to do this statewide and that would

be required if we mandate it. -He doesn't believe we're in that position.

098 CHAIRMAN MEEK: Part of this language is looking at the ongoing funding of serving children that don't receive these services. -The CCT were very specific in saying this is an area we go after. -One of the core components is getting fiscal information on this.

110 REP. NAITO: Would love to see Healthy Start statewide.

120 C. CAMPBELL: By making it non-mandatory, it allows the counties to do this if they want. -He discusses section 9.

135 CHAIRMAN MEEK: A key component is page 5, lines 23 to 25. -A policy question we need to deal with is not forcing integration because we don't mandate it.

154 REP. CAMPBELL: Refers to page 5, lines 26 and 27, "services may be offered...." On line 28 we go from "may" to "shall."

C. CAMPBELL: Responds.

167 REP. ADAMS: What this says is that the services will be provided, but it gives some flexibility on delivery. -Those services are provided today through various state agencies.

174 CHAIRMAN MEEK: The service delivery system today is very fragmented. -This section integrates these fragmented services.

196 C. CAMPBELL: There is one problem with section 9. The funding is inconsistent with the CCT plan. -The funding comes through the State Commission to the family service center.

209 REP. CAMPBELL: Asks that an amendment be drafted. 215
CHAIRMAN MEEK: Section 10 is an exciting part.

C. CAMPBELL: Discusses section 10.

227 REP. MILNE: Refers to page 5, line 40, "depending on local resources...." -This creates an inequity from community to community. -Is there a way to address that?

238 C. CAMPBELL: Several place in the draft refer to local resources. -The State Commission is responsible for disseminating state resources

at the local level. -Something more consistent with the plan determination at the local level would be to address that as "local needs" and not "local resources."

REP. CAMPBELL: Or "resources made available to the local commission."

CHAIRMAN MEEK: We might want to clarify that. -He would like Craig and Annette to go over 2005 and 2006.

267 PRICE: Describes HB 2005 (EXHIBIT A).

299 CHAIRMAN MEEK: This bill is in a very infant-like stage.

PRICE: Correct.

302 REP. SHIBLEY: How does this bill affect the various CSD bills?

321 CHAIRMAN MEEK: Responds. -There will be a concerted effort in looking at the various pieces of legislation. -HB 2005 is the primary bill in laying out the process and the transfer of CSD programs to the State Office.

373 REP. SHIBLEY: What if HB 2005 and HB 2141 both pass?

CHAIRMAN MEEK: It's not a matter of this not passing, it's laying out the process of identifying those programs that can be transferred, the difficulty in transferring and the time lines.

TAPE 37, SIDE A

005 REP. CAMPBELL: The agencies responsible for some of these programs have set up their own changes and reorganizations. -The question is whether or not we can accommodate the agencies' requirements and the requirements of the CCT? -That will take some work. -We have to go back and ask what the CCT was trying to accomplish. -Local involvement is the key to the whole thing.

022 CHAIRMAN MEEK: This bill will need a great deal of continued research. -It may be towards the end of session before we can identify what programs we want to go. -If we want to do this we need to get the State Office, State Commission and local commissions up and going.

034 REP. ADAMS: Is concerned about waiting five years. -He'd like to have 25% done the first year.

046 REP. NAITO: HB 3565 has stages in it. -Hopes we'd have the same kind of framework.

054 PRICE: Describes HB 2006 (EXHIBIT A).

069 REP. CAMPBELL: Would like staff to develop an objective of accomplishment. -Thinks you need to go further than what 2006 calls for.

078 REP. SHIBLEY: This is an issue that has needed to be dealt with for some time. -This bill tells me that a parent can get their child's medical records. -It says "any member of the family including records pertaining to minor children."

REP. CAMPBELL: The counselor can get the records from the varying departments.

092 REP. SHIBLEY: Is looking at another angle.

096 PRICE: It would be most appropriate to focus this bill.

REP. CAMPBELL: You're trying to help with the mission statement?

REP. SHIBLEY: To be very specific in what situations who can get what.

REP. CAMPBELL: We want agencies to be able to talk to each other.

CHAIRMAN MEEK: Asks Rep. Milne and Rep. Naito to work with staff on drafting that mission statement.

110 REP. SHIBLEY: Requests the committee draft a letter to the Ways and Means Committee to continue funding a parent training program, Together for Children. -We have a need for quality parent education.

127 PRICE: Has discussed this with the chair.

REP. SHIBLEY: We recognize how important parent education is. -The need is there, this is a good service and ought to be provided.

139 CHAIRMAN MEEK: Is not sure what has gone on in Ways and Means.

REP. SHIBLEY: There has been discussion, but she doesn't know the status.

CHAIRMAN MEEK: We need to have a discussion with the community colleges on their prioritization.

153 REP. SHIBLEY: Let's just do the service. -We need good parent education in this state.

CHAIRMAN MEEK: Is there any other discussion?

REP. CAMPBELL: The day will come when we fund prenatal to age 5 as part of basic school support. -Until we do, the problems won't be solved.

CHAIRMAN MEEK: Adjourns at 3:45p.m.

Submitted by,

Reviewed by,

Edward C. Klein,

Annette Price, Committee Assistant
Committee Administrator

EXHIBIT LOG:

A - Preliminary SMSs on HB 2003, HB 2004, HB 2005, HB 2006 - Staff - 5 pages
B - "A Positive Future for Oregon's Children and Families" - Staff - 80 pages