

HOUSE COMMITTEE ON CHILDREN AND FAMILIES

March 8, 1993
- 45

Hearing Room 50 1:30 p.m.

Tapes 42

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

MEMBER EXCUSED: Rep. John Meek, Chair

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

PUBLIC HEARING: HB 2646 - Appropriates money to Health Division
for

biennial expenses for Women, Infants and Children Nutrition Program. HB
2657 - Requires all persons providing day care for compensation to
obtain certificate of approval from Children's Services Division. HB
2083 - Expands membership of local citizen review

boards.

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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 42, SIDE A

003 VICE-CHAIR NAITO: Calls the committee to order at 1:30 p.m.

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

PUBLIC HEARING - HB 2646 -- EXHIBITS A to I

Witnesses: Rep. Beverly Stein, District 14 Betsy Clarke, Manager, WIC
Section, Health Division Sarah Fleming, Coordinator, Hunger Relief Task
Force Jane Fouste, R.D., L.D., Nutrition Program Supervisor, Washington
County WIC Program Rhonda Provost, WIC Client Mika Singer, M.A.,
Nutrition Services Director, Family Resources, Eugene Ellen Lowe,
Associate Director, Ecumenical Ministries of Oregon Amanda Martin,
Kennedy Middle School, Eugene Rachel Vincent, Kennedy Middle School Nate
Givon, Kennedy Middle School Kai Krenek, Kennedy Middle School
VICE-CHAIR NAITO: Opens the Public Hearing on HB 2646.

Preliminary Staff Measure Summary filed as EXHIBIT A.

016 REP. BEVERLY STEIN, District 14: Testifies in support of HB
2646.

049 BETSY CLARKE, Manager, WIC Section, Health Division: Testifies and presents background information (EXHIBIT B) in support of HB 2646.

118 REP. MILNE: You talked about children performing better on cognitive

scores. Better than whom?

124 CLARKE: People of similar socioeconomic backgrounds.

130 REP. ADAMS: Why was this left out of the Governor's budget?

CLARKE: You would have to ask the Governor.

136 REP. SHIBLEY: What impact would Florida's and Texas' price fixing suits against the big three formula makers have if we funded at the same level? -How many more women could we feed if these formula makers were found guilty and we received the same amount of appropriation?

149 CLARKE: The shelf price is approximately \$2 a can; we pay about \$.35 a can. -We serve about 10,000 or 11,000 additional clients a year because of the contract with the formula companies.

REP. SHIBLEY: How many more could we serve if that \$.35 were found to be inflated?

CLARKE: Would have to check.

REP. SHIBLEY: There is a great deal of national interest on this issue of price fixing. -If the Clinton Administration is successful in getting full funding for WIC, what would be the effect in Oregon?

174 CLARKE: We could do a good job of planning better for those funds. She elaborates.

190 REP. SHIBLEY: Could she conclude that you wouldn't be awash in money

and not knowing how to spend it?

CLARKE: We could handle it.

197 SARAH FLEMING, Coordinator, Hunger Relief Task Force: Testifies in support of HB 2646.

229 JANE FOUSTE, R.D., L.D., Nutrition Program Supervisor, Washington County WIC Program: Presents testimony in support of HB 2646 (EXHIBIT C).

331 RHONDA PROVOST, WIC Client: Presents testimony in support of HB 2646

(EXHIBIT D).

391 MIKA SINGER, M.A., Nutrition Services Director, Family Resources, Eugene: Presents testimony in support of HB 2646 (EXHIBIT E).

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018 SINGER: Continues with case study, page 2 of her testimony.

036 REP. MILNE: Asks Jane for clarification of the people served.
-Are we serving more women or more children?

FOUSTE: Probably more children.

SINGER: Women are served up to the first year of their infants life.

Children could be on the program until their fifth birthday.

050 REP. MILNE: Jane, you talked about the reevaluation periods every six months. -How long do these reevaluations go on?

FOUSTE: Explains.

065 REP. MILNE: What's the average length of time for a child to be involved with the program?

FOUSTE: The certification period ends every six months. -She has heard that the average time for a child to be on the program is a year and one-half.

REP. MILNE: People go in and out of the program on various times depending on individual circumstances?

FOUSTE: Responds.

REP. MILNE: How do food stamp programs relate?

FOUSTE: Food stamps provide some assistance for those within the food stamps guidelines. -WIC doesn't have the negative stigma that food stamps do.

099 REP. MILNE: People don't participate in food stamps and WIC?

FOUSTE: People can participate in both programs. -We service people who don't fit income guidelines for food stamps.

114 REP. ADAMS: Oregon's WIC program is entirely federally funded?

SINGER: Correct.

REP. ADAMS: Is the federal funding going away?

SINGER: It's not going away, it is inadequate.

125 ELLEN LOWE, Associate Director, Ecumenical Ministries of Oregon: Testifies in support of HB 2646.

203 VICE-CHAIR NAITO: Appreciates her comments relating to the CCT report.

REP. SHIBLEY: Thanks the young people for appearing today.

225 AMANDA MARTIN, Kennedy Middle School, Eugene: Testifies in support of HB 2646.

251 RACHEL VINCENT, Kennedy Middle School: Presents testimony in support of HB 2646 (EXHIBIT F).

295 NATE GIVON, Kennedy Middle School: Presents testimony in support of HB 2646 (EXHIBIT G)

328 KAI KRENEK, Kennedy Middle School: Presents testimony in support of HB 2646 (EXHIBIT G).

352 REP. MILNE: The students' comments have raised a couple of questions. -Are doctors not doing what WIC is able to do, is WIC doing some things that doctors should do?

400 CLARKE: Responds.

REP. MILNE: Does WIC administer blood tests?

CLARKE: WIC does screenings for anemia.

REP. MILNE: Are the infants and children in WIC unable to access regular medical care?

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029 CLARKE: There are WIC children that do not have regular pediatric care. -WIC does well in working on the preventative piece. -It's true that children under WIC do not have regular well-child care.

REP. MILNE: Is concerned many pregnant women aren't under a doctor's care and many children are not getting the care they need.

044 CLARKE: The prenatal piece is getting better. She elaborates.

052 FOUSTE: The most common problem is that most children aren't covered by any care. -A lot of women who go through prenatal care are handed information on

prenatal care, but aren't counseled individually. 071 REP. MILNE: Are people being referred to some kind of health care?

FOUSTE: One of the first questions we ask is if a woman has prenatal care. -An important part of our program is an adjunct to health care. She elaborates.

096 SINGER: WIC is often the first point of entry for women and families.

109 ANNETTE PRICE: Presents additional testimony for the record. -Testimony in support of HB 2646 from Dawn Driscoll (EXHIBIT H) -Testimony in support of HB 2646 from Dr. Richard R. Johnson (EXHIBIT I) -Notes that Betsy Clarke submitted information on how the funding would be distributed statewide if HB 2646 passes (EXHIBIT B).

119 REP. SHIBLEY: Was there any adverse testimony?

PRICE: No.

REP. SHIBLEY: Will further hearings or work sessions be scheduled on the bills we're hearing today?

129 PRICE: Not at this point. -The Chair intended to have public hearings on these bills and then determine how they relate to the CCT legislation.

REP. SHIBLEY: Is there a subsequent referral.

PRICE: Not at this time.

VICE-CHAIR NAITO: Closes the Public Hearing on HB 2646.

PUBLIC HEARING - HB 2657 -- EXHIBITS J to V

Witnesses: Rep. Lisa Naito, District 15 Arlene Collins, Chair, Oregon Child Care Commission Pat Mickiewicz, Oregon Child Care Commission Bobbie Weber, Chair, Department of Family Resources, Linn-Benton Community College Karen Moffat, CSD Darcy Clendenning, Parent Judi Cooper, Family Day Care Provider and Commissioner, Oregon Child Care Commission Eileen Rasmussen, Day Care Provider Martin Mackenzie, Parent & Child Care Provider:

169 REP. SHIBLEY (Acting Chair): Opens the Public Hearing on HB 2657.

Preliminary Staff Measure Summary filed as EXHIBIT J.

172 REP. NAITO: Presents testimony in support of HB 2657 (EXHIBIT K).

291 REP. SHIBLEY: What's your feeling on specifying the type of training to be included in the course you mentioned?

REP. NAITO: Would consider putting that in the bill and making it clear.

308 REP. SHIBLEY: Refers to page 2 of HB 2657. Does "compensation" include room and board?

REP. NAITO: That's a good point; she'll take that up with Legislative Counsel. -The intent was to exclude familial types of relationships or people taking care of someone else's child with no pay.

323 REP. SHIBLEY: Refers to page 3 of the bill, "demonstrating adequate knowledge." -Is it your intent to tie this to rules that must exist in terms of what is adequate knowledge?

REP. NAITO: Yes--what the signs of child abuse are, what a person must do if they discover those signs.

351 ARLENE COLLINS, Chair, Oregon Child Care Commission: We believe we have a solution to some of the concerns brought up by Rep. Naito. -We've planned to present an overview of how our plan can be blended with yours.

373 VICE-CHAIR NAITO: Start off with an overview of any changes you feel

that are needed.

390 PAT MICKIEWICZ, Oregon Child Care Commission: Submits Proposed

Oregon Revised Statutes (EXHIBIT L).

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020 MICKIEWICZ: Continues.

080 BOBBIE WEBER, Chair, Department of Family Resources, Linn-Benton Community College: One system that applies to all child care providers is all that's needed. -Parents are concerned that the state isn't doing more. -Compensation is required for almost any kind of care, even from relatives. -She discusses child care training.

145 COLLINS: We have met with child care providers. -The child care community believes we have to do this in increments.

VICE-CHAIR NAITO: Rep. Shibley is excused, she has a meeting in Portland.

162 REP. MILNE: How many day care providers do you work with?

WEBER: Responds.

REP. MILNE: What's typical of these parents and child care centers?

WEBER: Responds.

REP. MILNE: Who are they?

176 WEBER: Describes the families they serve, who are seeking child care.

205 KAREN MOFFAT, CSD: Presents testimony in opposition to HB 2657 (EXHIBIT M).

279 VICE-CHAIR NAITO: Do you have any costs on how much it would cost for a LEDS check at the parent's request?

MOFFAT: It would be \$10 per name. -Any parent could request the state police to run a criminal record check on their child care provider.

293 VICE-CHAIR NAITO: That's anyone?

MOFFAT: Correct.

VICE-CHAIR NAITO: What about checks of CSD records?

MOFFAT: Once a complaint is resolved the records are accessible.

VICE-CHAIR NAITO: Are the records listed under the youngster's name?

MOFFAT: Currently they are listed under the name of the alleged victim.

314 REP. MILNE: Currently anyone caring for six or fewer children is not

required to be regulated, but this bill would require everyone to be regulated? -Would a grandparent be required to be regulated?

324 MOFFAT: Refers to ORS 418.805. This proposal would not change the current statute, relatives would continue to be excluded.

336 REP. MILNE: This would include any type of care?

MOFFAT: That's how you could read this proposal.

343 VICE-CHAIR NAITO: Refers to the exclusions in the existing law.

REP. MILNE: A child that goes next door for a couple of hours twice a week wouldn't be included in this proposal?

MOFFAT: They would not be included as she understands the bill.

362 DARCY CLENDENNING, Parent: Presents testimony in support of HB 2657 (EXHIBIT N).

TAPE 44, SIDE A

005 JUDI COOPER, Family Day Care Provider and Commissioner, Oregon Child Care Commission: Testifies in support of HB 2657. -The Provider Resource Organization supports day care certification.

054 EILEEN RASMUSSEN, Day Care Provider: Testifies in support of HB 2657

with certain amendments (EXHIBIT O).

116 REP. ADAMS: You mentioned the fiscal impact. Would a smaller number

make it easier to manage? What's the average size?

RASMUSSEN: Refers to a report on child care. The report said the average in a family day care home was nine.

134 WEBER: Presents numbers on child care. The average is 3.3

143 MARTIN MACKENZIE, Parent & Child Care Provider: Presents testimony in opposition to HB 2657 (EXHIBIT P).

191 VICE-CHAIR NAITO: Thanks him for his testimony. -A child care provider faces a dilemma if they witness evidence of abuse and are in an economic bond with the parents. Could you discuss this dilemma?

227 MACKENZIE: Responds.

VICE-CHAIR NAITO: Submits two letters in opposition to HB 2657. -Mary Johnson (EXHIBIT Q). -Connie Reed (EXHIBIT R).

240 PRICE: For the record. -Memo from Dennis Reynolds in support of HB 2657 (EXHIBIT S). -Letter from Louise Miller in opposition to HB 2657 (EXHIBIT T). -Letter from Peggy Schumacher in support of HB 2657 (EXHIBIT U). -Letters in opposition to HB 2657 from constituents of Rep. Jim Whitty

(EXHIBIT V).

VICE-CHAIR NAITO: Closes the Public Hearing.

PUBLIC HEARING - HB 2083 -- EXHIBITS W to Y

Witnesses: Bill Linden, State Court Administrator Erma Vasquez, Program manager, Field Services Administration, CSD Timothy Travis, Juvenile Rights Project

VICE-CHAIR NAITO: Opens the Public Hearing on HB 2083. Preliminary SMS and background material filed as EXHIBIT W.

280 BILL LINDEN, State Court Administrator: Presents testimony in support of HB 2083 (EXHIBIT X).

339 VICE-CHAIR NAITO: Could you present an hypothetical instance in reference to the subpoena of a board member?

LINDEN: Responds.

365 VICE-CHAIR NAITO: Is there any instance where a CRB board member would have information that would normally be unobtainable?

LINDEN: There are other means to bring forward evidence or facts. -He continues with case notice and review procedure change, page 2 of testimony. -He discusses amendments (EXHIBIT X).

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010 ERMA VASQUEZ, Program manager, Field Services Administration, CSD: Presents testimony in support of HB 2083 (EXHIBIT Y).

032 TIMOTHY TRAVIS, Juvenile Rights Project: Presents testimony in support of HB 2083.

077 VICE-CHAIR NAITO: Asks him to submit his testimony in writing. -She adjourns at 4:10 p.m.

Submitted by,

Reviewed by,

Edward C. Klein,

Annette Price, Committee Assistant
Committee Administrator

EXHIBIT LOG:

A - Preliminary SMS on HB 2646 - Staff - 1 page B - WIC Information - Betsy Clarke - 10 pages C - Testimony in support of HB 2646 - Jane Fouste - 3 pages D - Testimony in support of HB 2646 - Rhonda Provost - 1 page E - Testimony in support of HB 2646 - Mika Singer - 8 pages F - Testimony in support of HB 2646 - Rachel Vincent - 1 page G - Testimony in support of HB 2646 - Nate Givon/Kai Krenek - 1 page H - Testimony in support of HB 2646 - Dawn Driscoll - 2 pages I - Testimony in support of HB 2646 - Richard Johnson - 1 page J - Preliminary SMS on HB 2657 - Staff - 1 page K - Testimony in support of HB 2657 - Rep. Naito - 22 pages L - Proposed ORS (Amendments to ORS 418.805) - Pat Mickiewicz - 11 pages M - Testimony in opposition to HB 2657 - Karen Moffat - 4 pages N - Testimony in support of HB 2657 - Darcy Clendenning - 2 pages O - Testimony in opposition to HB 2657 - Eileen Rasmussen - 1 page P - Testimony in opposition to HB 2657 - Martin MacKenzie - 2 pages Q - Testimony in opposition to HB 2657 from Mary Johnson - Rep. Naito - 1

page R - Testimony in opposition to HB 2657 from Connie Reed - Rep.
Naito - 1 page S - Testimony in support of HB 2657 from Dennis Reynolds
- Staff - 3 pages T - Testimony in opposition to HB 2657 from Louise
Miller - Rep. Naito - 2

pages U - Testimony in support of HB 2657 from Peggy Schumacher - Staff
- 1 page V - Testimony in opposition to HB 2657 from Rep. Whitty -
Staff - 11 pages W - Preliminary SMS on HB 2083 and background material
- Staff - 14 pages X - Testimony in support of HB 2083 - Bill Linden -
8 pages Y - Testimony in support of HB 2083 - Erma Vasquez - 1 page