

HOUSE COMMITTEE ON CHILDREN AND FAMILIES

March 22, 1993
57 - 58

Hearing Room 350 2:00 p.m.

Tapes

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

Rep. Patti Milne Rep. Gail Shibley

VISITING MEMBER: Rep. Margaret Carter

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

PUBLIC HEARING AND WORK SESSION: HB 2004 - Creates State
Commission on Children and Families.

PUBLIC HEARING: HB 2003 - Establishes standards for support
delivery systems for children and families by State Office of

Services for Children and Families. HB 2005 - Transfers duties of child
protective services from Department of Human Resources to State

Office for Children and Families.

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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 57, SIDE A

003 CHAIRMAN MEEK: Calls the committee to order at 2:00 p.m. -He
discusses the upcoming workgroup process. -He opens the Public Hearing
on HB 2003. -He closes the Public Hearing on HB 2003. -He opens the
Public Hearing on HB 2005. -He closes the Public Hearing on HB 2005.

PUBLIC HEARING ON HB 2004 -- EXHIBITS A to D

Witnesses: Rosemary Adamski Sandra Millius, Executive Director, Mental
Heath Association

of Oregon Pam Patton, Oregon Association of Programs for Children and
Families Nadine Thomsen, Mother Jeffrey Mills, Fathers Legal Research
Foundation Claude Derr Joanne Derr Duane Calkins, The People Nancy
Bethurem Phyllis White Paul Gohranson, Where are our Children fnd

048 CHAIRMAN MEEK: Opens the Public Hearing on HB 2004.

060 ROSEMARY ADAMSKI: Presents testimony in support of HB 2004
(EXHIBIT A).

100 SANDRA MILLIUS, Executive Director, Mental Health Association of Oregon: Presents testimony in support of HB 2004 (EXHIBIT B).

132 CHAIRMAN MEEK: What's the JCHAO Residential?

MILLIUS: Those are residential programs for adolescents.

PAM PATTON: Explains (Unintelligible).

145 NADINE THOMSEN, Mother: Testifies about losing her parental rights.

186 CHAIRMAN MEEK: Please keep your testimony directed towards HB 2004.

THOMSEN: Hopes this bill will protect civil and constitutional rights.

206 CHAIRMAN MEEK: This bill does not deal with the authority of CSD. -We're setting up the structure right now. -Later on we'll get into bills dealing with CSD.

220 THOMSEN: Would support the bill if it protected children's and individuals' civil and constitutional rights.

CHAIRMAN MEEK: It's heading in that direction.

REP. CAMPBELL: Do you have a copy of your testimony?

THOMSEN: Does not.

232 JEFFREY MILLS, Fathers Legal Research Foundation: Testifies in support of the bill.

324 CHAIRMAN MEEK: Six of the eight principles directly mention the family.

CLAUDE DERR: Presents testimony in support of the HB 2004 (EXHIBIT C).

362 REP. CAMPBELL: When did that happen?

JOANNE DERR: January 6, 1993.

REP. CAMPBELL: Could we have information on how to contact you?

J. DERR: Gives her phone number.

379 DUANE CALKINS, The People: Testifies in support of HB 2004. -He reads his son, Georgie's letter. -He reads his son, Mark's letter.

CHAIRMAN MEEK: Please keep your testimony on the bill.

CALKINS: Discusses the service agreement that's been set up.

TAPE 58, SIDE A

028 CALKINS: When CSD came into our lives we were a family and were far better off. -The juvenile court record states CSD has failed. -He discusses problems with CSD. -He is excited by section 2 of HB 2004. -CSD, the court, psychologists should be independent entities. -He

discusses a grievance form they submitted to CSD. -We will make ourselves available for questions at any time.

113 CHAIRMAN MEEK: Welcomes Rep. Margaret Carter.

119 REP. CAMPBELL: Would like a copy of the grievance.

124 NANCY BETHUREM: Presents testimony in opposition to HB 2004 (EXHIBIT

D). -She describes how she was unable to help family members.

209 PHYLLIS WHITE: Supports the bill if it helps bring her family back together. -She supports the concept of working out a service plan. -she has questions about the bill.

242 CHAIRMAN MEEK: We won't pass the bill out today. -We're looking at moving it in May. -Our work groups will be addressing your concerns.

258 WHITE: Describes problems of getting her autistic child back.

274 REP. CAMPBELL: What kind of school placement?

WHITE: Explains. -She continues describing what happened.

311 REP. CAMPBELL: Where? WHITE: Explains.

324 PAUL GOHRANSON, Where are our Children fnd: Has three questions on HB 2004. -Walk us through the steps on who's responsible for child abuse investigations. -Will the new commission remove children first and then investigate the allegation or will they investigate first and then remove the child only under extreme cases?

347 CHAIRMAN MEEK: This bill just deals with the structure. -He's not sure if even the work groups will get into the specifics he's concerned about.

356 GOHRANSON: The commission will work on those aspects?

CHAIRMAN MEEK: That will be one of the aspects. -Some of the other bills in this committee address some of those concerns.

GOHRANSON: Most importantly, will there be accountability for those in charge of the investigation? -He presents proposed amendments. -On page 1, line 24, delete "but not limited to". -On page 2, line 10, insert "at least". We don't want to limit the committee to 11 members.

410 CHAIRMAN MEEK: He closes the Public Hearing and opens the Work Session.

WORK SESSION ON HB 2004 -- EXHIBIT E

CHAIRMAN MEEK: Presents Draft Amendments (EXHIBIT E).

TAPE 57, SIDE B

017 REP. SHIBLEY: Moves to adopt Draft Amendments dated 3/22/93, as a basis for further discussion.

CHAIRMAN MEEK: Would like to go through them first. -He knows some of

you disagree with some of these.

031 REP. NAITO: Has no objection to using these amendments as a working document.

041 REP. CAMPBELL: What do you object to?

CHAIRMAN MEEK: There are a few problems.

048 REP. CAMPBELL: Went through the seven proposals and looked how the recommendations could apply. -This would allow us to work from one document.

058 CHAIRMAN MEEK: Its important to see what is here and what isn't.

060 REP. NAITO: Suggests that Legislative Counsel delete the entire bill

and replace it with these amendments.

068 CHAIRMAN MEEK: Describes the amendments to section 1.

093 REP. NAITO: On Page 2, lines 29 and 30 are in the wrong place.

CHAIRMAN MEEK: That was also his concern. -He discusses the amendments on page 3. -He discusses the changes to section 2.

124 REP. CAMPBELL: What would be wrong with having someone from DHRand not necessarily the director? -This takes care of having 13 members.

136 REP. NAITO: Questions why a county commissioner has to be included.

143 CHAIRMAN MEEK: Also questions including the Director of DHR.

REP. NAITO: It's important to include the Director of DHRbecause of the integration of programs.

REP. MEEK: Rep. Campbell asks whether we need to specify the director or a representative from DHR?

153 REP. CAMPBELL: It could be the director.

155 REP. MILNE: Would rather not designate the director.

157 REP. NAITO: Recommends that both the Director of DHRand the Superintendent of Public Instruction may send a designee.

REP. CAMPBELL: The CCT decided they wanted the Superintendent of Public Instruction on the commission, because of the importance of education to the success of the plan.

CHAIRMAN MEEK: That was one of the specific instructions in the CCT report.

168 REP. NAITO: Specify the Director of DHRor their representative.

REP. CAMPBELL: Who had trouble with the county commissioner?

REP. MEEK: Rep. Naito raised that. -He discusses the amendments to section 3. -He doesn't support the inclusion of standards on line 33. -That's a policy issue whether or not we have uniform statewide standards and is contrary to the direction in other parts of the bill.

202 REP. CAMPBELL: In the original bill, lines 38 - 40, says the "state commission shall develop standards...."

CHAIRMAN MEEK: To develop standards for reviewing the progress of community plans, not to set standards on how programs are being operated.

209 REP. MILNE: If the State Commission adopts the goals and priorities,

how are the standards different as far as the importance and necessities of what the commission's doing?

REP. MEEK: They are directed to use the CCT report and Benchmarks in setting goals and priorities of the service that's needed. -Allowing the State Commission to set the standards on the service delivery system is a shift of the intent of the CCT report.

223 REP. MILNE: It is spelled out that local jurisdiction set the standards.

CHAIRMAN MEEK: And deliver the services.

REP. NAITO: We're discussing semantics. -If the State Commission adopts goals and priorities--the standards for serving children is not a programmatic standard. -It's the standard we'd expect the local commission to do to serve children. -She doesn't think it means they'd look at individual programs. -It's not only important we have goals and priorities, but we have to say what we expect as a minimum.

237 CHAIRMAN MEEK: It becomes more specific in line 40.

240 REP. ADAMS: Is concerned that we could hand too much power to the local level. -We still have the opportunity for waivers built in at the local level.

249 CHAIRMAN MEEK: If certain standards have to be met all the programs would be run the same way. -You can have outcomes, goals and priorities set, but when you get into standards you are giving the authority to develop how the programs ought to be operating.

261 REP. ADAMS: Perhaps we can hold this discussion later.

REP. MEEK: Discusses the amendment on page 4, line 38. -He continues describing the amendments on page 4.

296 REP. NAITO: Has a problem with the prioritization of funding. -She'll work on new language.

308 REP. MILNE: Had the same concern.

316 CHAIRMAN MEEK: He continues with the amendments on page 4. 385
REP. NAITO: It was her intent to have the work groups clarify the services in the State Office.

392 CHAIRMAN MEEK: The state training schools is the only thing added in

these amendments. -We need to correct the typo on line 43. -He continues with the amendments to section 9.

428 REP. CAMPBELL: Could we simplify this by calling the commissions local and regional instead of county? -He asks that staff change that throughout the bill.

CHAIRMAN MEEK: Discusses the amendments to section 10.

448 REP. NAITO: Will be working on some of the local\regional issues in the labor work group.

TAPE 58, SIDE B

020 CHAIRMAN MEEK: Continues describing the amendments on page 6. -He discusses the amendments on page 7.

045 CHAIRMAN MEEK: Corrects lines 35 to 40 on page 6. -He continues with amendments on page 7.

061 REP. NAITO: On page 2, line 16, delete "Oregon coping with serious revenue...." We should delete that to line 18.

066 REP. SHIBLEY: Has an amendment for that section.

REP. NAITO: We could just delete that for now. -On Page 1, section 1(c), "The central families traditional and non-traditional...." -She suggests to include the definition of family from HB 3565 and delete "traditional and non-traditional".

083 CHAIRMAN MEEK: On page 1, delete "traditional and non-traditional."

REP. CAMPBELL: He has no problems with dealing with the changes as long as the values are from the CCT report.

090 REP. NAITO: This makes sense in the report, but doesn't add anything to the bill.

REP. CAMPBELL: Has no objection.

094 REP. MILNE: In section 1, "It is the mission of the...." -It should be "a mission." -Are we talking about the mission of this committee rather than the Legislative Assembly?

098 REP. SHIBLEY: Is not convinced that it is the mission of the legislature. -Perhaps we could have a different, but equally appropriate mission or

intent statement.

107 REP. MILNE: Likes keeping "mission", but let's define whose mission it is.

REP. CAMPBELL: It's the mission of the CCT and a mission of the Legislative Assembly.

110 CHAIRMAN MEEK: Should we delete, "It is the..." and insert "A"?
-He restates the additional amendments. -On page 2, delete lines 15.5 to 17. -On page 3, insert "a representative of the Department of Human Resources". -Should we remove "standards"?

120 REP. CAMPBELL: Would like to leave it.

REP. NAITO: Would also like to leave it.

CHAIRMAN MEEK: On the bottom of page 4, the carrot needs to be between commission and staff.

REP. ADAMS: Thought there were additional amendments between lines 3 and 4?

CHAIRMAN MEEK: Dealing with privatization.

REP. CAMPBELL: As Rep. Shibley moved, we should accept what we have and turn it over to the work groups for further work.

CHAIRMAN MEEK: He didn't hear any suggestion for eliminating that section on page 4.

149 REP. ADAMS: Why are we suggesting the Children and Youth Services Commission be the staff at inception?

CHAIRMAN MEEK: To get it going.

REP. CAMPBELL: Many of the things they do will be handled by the new state commission. -The youth services commission are the structure which matches what has been proposed at the local level. -It's a case of moving dollars and people to something that will have a broader scope of responsibility.

164 CHAIRMAN MEEK: On page 5, line 16, change "5" to "6." -Eliminate the duplication on line 43. -On page 6, after line 11, delete "counties" and insert language so that there's local and regional commissions. -Staff needs to include that language in other areas of the bill. -There's also a change in lines 39 and 40.

REP. SHIBLEY: My motion stands.

CHAIRMAN MEEK: With the indicated changes. -Hearing no objection the motion carries.

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

Submitted by,

Reviewed by,

Edward C. Klein,

Annette Price, Committee Assistant
Committee Administrator

EXHIBIT LOG:

A - Testimony on HB 2004 - Rosemary Adamski - 1 page B - Testimony on

HB 2004 - Sandra Millius - 4 pages C - Testimony on HB 2004 - Claude
Derr - 1 page D - Testimony on HB 2004 - Nancy Bethurem - 2 pages E -
Amendments to HB 2004 - Staff - 8 pages