

HOUSE COMMITTEE ON HUMAN DEVELOPMENT

February 18, 1993 Hearing Room E 8:30 a.m. Tapes 45 - 48

MEMBERS PRESENT: Rep. Mary Alice Ford, Chair Rep. Beverly Stein,
Vice-Chair Rep. Marilyn Dell Rep. Bill Fisher Rep. Dennis Luke Rep. John
Meek Rep. Frank Shields

STAFF PRESENT: Melanie Zermer, Committee Administrator Barbara
Porter, Committee Clerk

MEASURES CONSIDERED: HB 2569 - Tattoo regulation - Work Session
HB 2134 - Optometrists - Work Session HB 2137 - Optometrists - Work
Session HB 2140 - SDDS Real Property - Public Hearing HB 2306 -
Licensing standards - Public Hearing HB 2307 - Age restriction - Public
Hearing HB 2301 - Resident manager - Public Hearing

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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 ---]

TAPE 45, SIDE A

CHAIR FORD: Calls the meeting to order at 8:30 a.m.

HB 2569 - Work Session

010 SUSAN WILSON, ADMINISTRATOR, HEALTH DIVISION LICENSING PROGRAM:
-suggests amendment with a provision for testing before licensing -bill
will be rescheduled

HB 2134 - Work Session

MELANIE ZERMER, COMMITTEE ADMINISTRATOR: reviews the bill -refers to -1
amendment that adds emergency clause HB 2137 - Work Session

100 ZERMER: reviews the bill -refers to -1 amendment (EXHIBIT A)

MOTION: Rep. Stein moves the -1 amendment for adoption

VOTE: Hearing no objection, the amendment is ADOPTED

MOTION: Rep. Stein moves HB 2137 as amended to the floor with a do pass
recommendation.

VOTE: In a roll call vote, all members present vote AYE.

Rep. Dell will carry the bill.

HB 2140 - Public Hearing

GARY GUSTAFSON, DIRECTOR, DIVISION OF STATE LANDS: The division has introduced the bill as a matter of efficiency on behalf of the State Lands Division and the Senior and Disabled Services Division. -submits and summarizes written testimony in favor of the bill (EXHIBIT B)
-responds to questions from the members

163 WALT BRADFORD, SENIOR & DISABLED SERVICES DIVISION, ESTATE ADMINISTRATION UNIT: Explains services of the division -files claims on the estates of deceased welfare clients -recovers monies from the probated estates -takes title to real property

-responds to questions from the members

400 PENNY DAVIS, ATTORNEY, MULTNOMAH COUNTY LEGAL AID SERVICE: refers to section 5 relating to medical assistance -current law may be in violation of federal law (EXHIBIT C) -responds to questions from the members

TAPE 46, SIDE A

DAVIS: continues testimony Staff will work with Legislative Counsel to draft amendment

HB 2134 - Work Session

50 ZERMER: explains fiscal statement -asks Board of Optometry to respond

060 DAVID PLUNKETT, ADMINISTRATOR, BOARD OF OPTOMETRY: There will not be a large impact by adopting the emergency clause because most of the fee

expenses are in the next biennium -the fifty dollar fee is adequate

MOTION: Rep. Shields moves the adoption of the -1 amendments

VOTE: Hearing no objection, the amendment is ADOPTED

MOTION: Rep. Dell moves HB 2134 as amended to the floor with a do pass recommendation

VOTE: In a roll call vote, the motion CARRIES, with Rep. Dell, Rep. Fisher, Rep. Luke, Rep. Shields, and Rep. Stein voting AYE, Rep. Meek and Chair Ford are excused.

Rep. Dell will carry the bill

HB 2307 - Public Hearing

115 ZERMER: Explains the bill

125 GROVER SIMMONS, INDEPENDENT ADULT CARE PROVIDERS ASSOCIATION:
submits and reads written testimony in favor of the bill (EXHIBIT E) 165
-explanation of subsection three -responds to questions from members

260 REP. TOM BRIAN: Testifies in opposition of HB 2307 -refers to
line 8 language -requests amendments to safeguard those communities who
discriminate for age in controlled circumstances -responds to questions
from the members

380 JIM CULBERTSON: Submits and reads written testimony in favor
of the bill (EXHIBIT F) -responds to questions from the members

TAPE 45, SIDE B

083 GROVER SIMMONS: refers to language in paragraph three -responds
to questions from the members

HB 2306 - Public Hearing

200 HAL RITZ: Submits and reads written testimony in favor of the
bill (EXHIBIT G) -responds to questions from the members

310 ROBERT SCHMIDT, ADULT FOSTER CARE HOME OWNER: Submits and reads
written testimony in favor of the bill (EXHIBIT H)

390 DAVE FOSTER, ADULT FOSTER CARE HOME OWNER: Submits and reads
written testimony in favor of the bill (EXHIBIT I)

TAPE 46, SIDE B

FOSTER: continues testimony

028 SIMMONS: Submits information from Multnomah County (EXHIBIT J)
-equal protection law

070 PENNY DAVIS, MULTNOMAH COUNTY LEGAL AID SERVICE: Submits
written testimony in opposition to the bill (EXHIBIT K) -responds to
questions

135 JOHN MULLIN, DIRECTOR, CLACKAMAS COUNTY SOCIAL SERVICES:
Submits and summarizes testimony (EXHIBIT L) -Responds to questions

207 KAYE KENNETT, OREGON ALZHEIMER'S PUBLIC POLICY COMMITTEE:
Submits and summarizes written testimony in opposition to the bill
(EXHIBIT M)

223 MARY JANE WOOLCOCK, CITIZEN'S COALITION FOR BETTER NURSING HOME
CARE & OREGON ALZHEIMER'S PUBLIC POLICY COMMITTEE: Submits and reads
written

testimony in opposition to the bill (EXHIBIT N)

240 CECIL POSEY: Testifies in favor of the bill -There is no
duplication -answers questions from the members

355 STEPHEN BALOG, MANAGER, ADULT CARE HOME PROGRAM: Submits and
summaries written testimony against the bill (EXHIBIT O)

TAPE 47, SIDE A

BALOG: Continues testimony

060 JESSIE MARTIN, MHDDSD: Testifies against the bill -discusses language -will submit written testimony at a later date

078 MARK NELSON, PUBLIC AFFAIRS COUNCIL, OREGON CARE PROVIDERS ASSOCIATION: Uniform set of rules are necessary -cites examples

Submitted for the record, written testimony from June Purtle (EXHIBIT P)

184 SUSAN DIETSCH, PROGRAM ASSISTANCE SECTION, SENIOR & DISABLED SERVICES DIVISION: Explains that the phrase, "equal or superior" is measured

against principles that support the foster care program in general -accessibility, affordability, quality

-neutral on the bill -responds to questions from the members

HB 2301 - Public Hearing

260 HAL RITZ: Submits and reads written testimony in favor of the bill (EXHIBIT Q) -Responds to questions from the members

365 SANDI ROGERS, VICE PRESIDENT, STATE INDEPENDENT ADULT CARE PROVIDERS ASSOCIATION: testifies in favor of the bill -relates experiences relating to caregiver safety -discusses license extension -answers questions from the members

TAPE 48, SIDE A

ROGERS: Continues testimony -discusses complaint process, relates incident -public disclosure of complaint information

040 GROVER SIMMONS: Testifies in favor of the bill -flexibility in licensing needed -licensing term -reduction of civil penalties

100 PENNY DAVIS, MULTNOMAH COUNTY LEGAL AID SERVICE: Submits and summarizes written testimony in opposition of the bill (EXHIBIT R) -responds to questions from the members -supports provision relating to "substantiated"

195 MARY JANE WOOLCOCK, COALITION FOR BETTER NURSING HOME CARE & OREGON ALZHEIMER'S PUBLIC POLICY COMMITTEE: submits testimony from Kay Kennett (EXHIBIT S) -requests that bill be tabled

200 HOWARD KLINK, MULTNOMAH COUNTY: submits testimony on behalf of Stephen Balog (EXHIBIT T)

210 CECIL POSEY: refers to language

300 JOHN MULLIN, DIRECTOR, CLACKAMAS COUNTY SOCIAL SERVICES: agrees with testimony by Multnomah County

320 MICKEY TATE, PROGRAM SPECIALIST, MID-WILLAMETTE VALLEY SENIOR SERVICES AGENCY: Submits and summarizes written testimony in opposition

to the

bill (EXHIBIT U)

337 MEREDITH COTE, DIRECTOR, OFFICE OF THE LONG TERM CARE OMBUDSMAN:
Submits and summarizes written testimony in opposition to HB 2301
(EXHIBIT V)

TAPE 47, SIDE B

COTE: continues testimony

CHAIR FORD: Adjourns the meeting at 11:30 a.m.

Submitted by:

Reviewed by:

Barbara Porter
Administrator

Melanie Zermer Clerk

EXHIBIT LOG:

A - Proposed Amendments to HB 2137 - staff - 1 page B - Testimony on
HB 2140 - Gustafson - 1 page C - Testimony on HB 2140 - Davis - 1 page
D - Testimony on HB 2134 - staff - 1 page E - Testimony on HB 2307 -
Simmons - 1 page F - Testimony on HB 2307 - Culbertson - 2 pages G -
Testimony on HB 2306 - Ritz - 1 page H - Testimony on HB 2306 - Schmidt
- 1 page I - Testimony on HB 2306 - Foster - 1 page J - Testimony on
HB 2306 - Simmons - 9 pages K - Testimony on HB 2306 - Davis - 1 page L
- Testimony on HB 2306 - Mullin - 2 pages M - Testimony on HB 2306 -
Kennett - 1 page N - Testimony on HB 2306 - Woolcock - 1 page O -
Testimony on HB 2306 - Balog - 2 pages P - Testimony on HB 2306 -
Purtle - 1 page Q - Testimony on HB 2301 - Ritz - 1 page R - Testimony
on HB 2301 - Davis - 3 pages S - Testimony on HB 2301 - Kennett - 3
pages T - Testimony on HB 2301 - Balog - 2 pages U - Testimony on HB
2301 - Tate - 2 pages V - Testimony on HB 2301 - Cote - 5 pages