

HOUSE COMMITTEE ON JUDICIARY, SUBCOMMITTEE ON CIVIL LAW

January 19, 1993 Hearing Room 357 1:00 p.m. Tapes 3 - 4

MEMBERS PRESENT: Rep. Tom Brian, Chair Rep. Tom Mason Rep. Ken Baker
Rep. Jim Edmunson

STAFF PRESENT: Katy Yetter, Committee Clerk Holly Robinson,
Committee Counsel

MEASURES CONSIDERED: HB 2233 - Relating to inmate cost of care
reimbursement

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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 3, SIDE A

001 CHAIR BRIAN calls the meeting to order at 1:00 p.m.

PUBLIC HEARING ON HB 2233

WITNESSES: Denis Dowd, Department of Corrections Ed Patterson,
Oregon Association of Hospitals

013 DENIS DOWD, DEPARTMENT OF CORRECTIONS: Presents testimony on HB
223 3 (EXHIBIT A).

040 REP. BAKER: Asks Dowd if prisoners are still eligible for
social security and if so, is this fact attached to the bill.

048 DOWD: An individual can collect social security, but Dowd is
unsure if this income can be attached.

060 ED PATTERSON, OREGON ASSOCIATION OF HOSPITALS: Testifies and
presents amendments to HB 2233 (EXHIBIT B).

095 REP. EDMUNSON: Asks Patterson who decides which inmates receive
medical care.

108 PATTERSON: That is the role of the hospital staff.

140 CHAIR BRIAN: Asks Dowd to clarify issues of liability
regarding Department of Corrections and the hospital.

142 DOWD: The hospital is ultimately responsible for cost
and responsibility.

240 HOLLY ROBINSON, COMMITTEE COUNSEL: States that cost of care
includes medical costs. What about mental health care?

260 DOWD: Replies that he is unsure of the care specifics.

WORK SESSION ON HB 2233

304 REP. EDMUNSON: Cost of care has a wider scope than just medical care. -Would like to exclude medical issues from this bill.

318 REP. BAKER: Expresses concern over future fiscal impacts.

355 REP EDMUNSON: Bill does not state who pays for medical cost.

365 DOWD: States that intent of the bill was to collect general cost of care for the inmate, not to transfer liability from Department of

Corrections to transfer cost to inmate.

MOTION: REP. MASON: Moves to ADOPT the HB 2233 amendments to read on

Line 29, "An inmate is liable to reimburse the Department of Corrections for the full cost of care. Full cost of care is established according to Section 7 of this 1993 act."

VOTE: CHAIR BRIAN: Hearing no objection, the motion CARRIES. All members are present.

476 ROBINSON: Discusses difference between income and assets.

TAPE 4, SIDE A

MOTION: REP. MASON: Moves to add the word "income," between "means" and "property" on Line 18 Page 1. And Page 2 Line 3 adding a period after the word "pay" and deleting "And shall be paid out of inmate's income only."

VOTE: CHAIR BRIAN: Hearing no objection, the motion CARRIES. All members are present for vote.

058 DOWD: Restates that intent is to not make taxpayers pay for something the inmate could pay for himself.

113 CHAIR BRIAN: Asks counsel for conceptual amendments

MOTION: REP. MASON: Moves HB 2233 AS AMENDED to Full Committee with a DO PASS recommendation with subsequent referral to Ways and means.

VOTE: In a roll call vote, all members present vote AYE. CHAIR BRIAN: The motion CARRIES.

122 CHAIR BRIAN adjourns meeting at 2:00 p.m.

Submitted by:

Reviewed by:

Katy Yetter
Committee Assistant

Anne May Committee Clerk

EXHIBIT LOG:

A - Testimony on HB 2233 - Denis Dowd - 1 page B - Amendments to HB
2233 - Oregon Association of Hospitals - 1 page