

HOUSE COMMITTEE ON JUDICIARY

July 2, 1993            Hearing Room 357 1:30 p.m.    Tapes 83 - 84

MEMBERS PRESENT: Rep. Del Parks, Chair Rep. Tom Mason, Vice-Chair Rep. Ken Baker Rep. Tom Brian Rep. Kate Brown Rep. Peter Courtney Rep. Jim Edmunson Rep. Veral Tarno Rep. Bob Tiernan

STAFF PRESENT:            Sarah May, Committee Clerk Holly Robinson,  
Legislative Counsel

MEASURES CONSIDERED:            HB 2657 - Relating to day care of children  
SB 617 - Relating to mass transit districts

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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 82, SIDE A

001    REP. PARKS: Calls the meeting to order at 2:15 p.m.

PUBLIC HEARING ON HB 2657

007    HOLLY ROBINSON, COMMITTEE COUNSEL: HB 2657 requires all persons providing day care for compensation to obtain certificate of

registration without inspection, group child care or child care center certificate from Children's Services Division. (EXHIBITS A, B)

\*Re-opens public hearing on page 2.

WORK SESSION ON SB 617

(SB 617 allows mass transit districts to offer and pay rewards for information leading to arrest and conviction of persons committing acts of violence or vandalism upon or against district property. [EXHIBIT C])

029    REP. BRIAN: Moves that the rules be suspended to reconsider SB 617.

034    CHAIR PARKS: Hearing no objections, the rules are suspended.

035    REP. BRIAN: Moves that the committee reconsider the vote in which

they passed SB 617 to the floor.

038 CHAIR PARKS: Hearing no objection the bill is back before the full committee, but the Chair wants it re-referred to the Civil subcommittee.

043 REP. BROWN: Asks about the deletion of the -2 amendments, and if that would clear up the problem of reconsideration.

045 CHAIR PARKS: The sponsors want it to be reheard. SB 617 is re-referred to Civil subcommittee.

#### PUBLIC HEARING ON HB 2657

Witnesses: Arlene Collins, Commission for Child Care Pat Mickiewicz, Commission for Child Care Bobbie Weber, Oregon Community College Association Rep. Lisa Naito, District 15 Nancy Binder M.D., Physician Kate Hutchinson, Child Care Provider

056 ARLENE COLLINS, COMMISSION FOR CHILD CARE: Testifies in support of HB 2657.

065 PAT MICKIEWIEZ, COMMISSION FOR CHILD CARE: Testifies in support of HB 2657. 096 CHAIR PARKS: Asks if a person taking care of a child other than their own is protected under this bill.

098 MICKIEWIEZ: No, explains the definition of "day care".

100 CHAIR PARKS: Asks about coverage under this bill for specific examples.

104 MICKIEWIEZ: If they are unrelated to the child care provider, they would be covered.

105 CHAIR PARKS: Asks about the cost of the record checks.

108 MICKIEWIEZ: \$35 would include an FBI check, this would only include the Oregon State Police check.

114 REP. TARNO: This bill omits the fingerprints going to the FBI which is \$25 more.

118 REP. BRIAN: Asks if it is a \$25 fee for two years. Discusses fiscal impact. 124 MICKIEWIEZ: \$25 is a maximum fee for two years. The CSD would more than likely impose a \$15 fee.

127 REP. BRIAN: Asks about the definition of "family".

129 MICKIEWIEZ: Explains the definition of "family".

132 REP. BRIAN: Cites example and asks if it would be necessary to have a background check done.

136 MICKIEWIEZ: Discusses "regular" vs. "occasional" day care.

144 REP. BRIAN: Discusses concerns about the home-study check and gives example.

160 MICKIEWIEZ: Explain the proposed amendments concerning fingerprinting.

177 REP. TARNO: If this does not include fingerprint check, then what is the \$15 for?

179 MICKIEWIEZ: It is for the criminal records check.

182 COLLINS: The \$15 is inclusive for two years.

184 REP. TARNO: The cost seems expensive if it doesn't include fingerprint checks.

191 REP. BRIAN: States concern about removing the convenience of neighborhood child care.

205 COLLINS: Explains that the process isn't an investigation, but a record check through CSD.

217 REP. BROWN: If we are going to be fingerprinting teachers, then should also be fingerprinting child care providers. There needs to be a

minimum standard for child care providers.

237 CHAIR PARKS: Teachers are paid a lot more than child care providers, which justifies the extra precautions.

266 REP. BRIAN: Explains that a child is either with a friend, or with a stranger at a care facility. The stranger should have a check done.

276 COLLINS: The State is asking for the check on child care.

299 BOBBIE WEBER, OREGON COMMUNITY COLLEGE ASSOCIATION: Testifies and submits written testimony in support of HB 2657. (EXHIBIT D)

368 REP. LISA NAITO, DISTRICT 15: Testifies and submits written testimony in support of HB 2657. (EXHIBIT E)

TAPE 83, SIDE A

010 REP. BAKER: Asks about the abuse reporting act and if volunteers should be included in it. 020 REP. NAITO: Discusses that the amendments would include the nonprofit organizations.

030 REP. BAKER: Asks how the child care programs that are in the high school, but not part of the schools, would operate under this bill.

036 REP. NAITO: Explains that they would be included in the amendments.

040 REP. BAKER: Would this be mandatory?

044 REP. NAITO: The programs that are at the schools are kept separate from the school itself.

047 CHAIR PARKS: Asks if the YMCA provides background checks for their employees.

051 HOLLY ROBINSON, COMMITTEE COUNSEL: Explains that the programs that are in the schools can do in state background checks, and the amendments to HB 3598 would allow them to do out of state checks as well.

063 REP. BROWN: Addresses the issue of doing background checks for volunteers, and explains that costs were prohibitive for doing that.

069 DR. NANCY BINDER, PHYSICIAN: Testifies and submits written testimony in support of HB 2657. (EXHIBIT F)

100 REP. BROWN: We don't want to discourage people from becoming day care providers by requiring them to register.

108 BINDER: Doesn't feel that this bill will discourage people from being child care providers.

122 KATE HUTCHINSON, CHILD CARE PROVIDER: Testifies in support of HB 2657.

154 CHAIR PARKS: Adjourns the meeting at 3:10 p.m.

Submitted by:

Reviewed by:

Sarah May  
Committee Coordinator

Anne May Committee Clerk

EXHIBIT LOG:

A - Testimony on HB 2657 - Rep. Minnis - 1 page B - Proposed Amendments to HB 2657 - Committee Counsel - 5 pages C - Testimony on SB 617 - Tri-Met - 2 pages D - Testimony on HB 2657 - Oregon Community College Association - 2 pages E - Testimony on HB 2657 - Rep. Naito - 4 pages F - Testimony on HB 2657 - Nancy Binder - 2 pages G - Testimony on HB 2657 - YMCA (Laurel Blanchard) - 3 pages H - Testimony on HB 2657 - YMCA (Helen Wodka) - 1 page I - Testimony on HB 2657 - Claudia Grimm - 2 pages