

SENATE COMMITTEE ON HUMAN RESOURCES

May 5, 1993 Hearing Room B 3:00 p.m. Tapes 64 - 65

MEMBERS PRESENT: Sen. Bill McCoy, Chair Sen. Dick Springer, Vice-Chair
Sen. Neil Bryant Sen. Wes Cooley Sen. Grattan Kerans

STAFF PRESENT: Mike Meriwether, Committee Administrator Alyssa
Valenti, Committee Assistant

MEASURES CONSIDERED: SB 62 SB 981 SCR 4 SB 1103 SB 1104 SB 1087

WITNESSES: Kathleen Smail, Manager, Health Care Licensure
and Certification Section of the Oregon Health Division Ann Jackson,
Executive Director, Oregon Hospice

Association Elizabeth Florio, Oregon Association for Home Care Frank
Browner, Oregon Bankers Association Claudia Black, Legislative Aide,
Sen. Ron Cease Chuck Sheketoff, Oregon Human Rights Coalition Norm
Wishert, Adult and Families Services Division Darren Bond, Director of
the Cash Management Division, Oregon State Treasury [--- Unable To
Translate Graphic ---]

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 64, SIDE A

006 CHAIR MCCOY: Calls the meeting to order at 3:17 p.m.

WORK SESSION, SB 62

008 MIKE MERIWETHER, COMMITTEE ADMINISTRATOR: Gives overview of SB
62.

016 MOTION: SEN. KERANS: Moves SB 62 as AMENDED to the Floor
with a DO PASS recommendation.

021 DISCUSSION: SEN KERANS: The amendments have taken care of
the opposition?

027 MIKE MERIWETHER: Everybody who expressed reservations about the
bill are in agreement with the last version of amendments.

030 VOTE: In a roll call vote, all members present vote
AYE. VICE-CHAIR SPRINGER IS EXCUSED.

031 CHAIR MCCOY: It is so ordered.

WORK SESSION, SB 981

034 MIKE MERIWETHER: Gives update on SB 981.

038 SEN. BRYANT: In a previous hearing we discussed deleting parts of section 5.

052 SEN. KERANS: Discusses deletions.

070 SEN. MCCOY: Would like the committee to consider keeping the bill as is.

079 SEN. BRYANT: Will pass the bill out as is, but expresses concerns for funding.

087 SEN. KERANS: Speaks to the bill.

103 MOTION: SEN. KERANS: Moves SB 981 to TRADE AND ECONOMIC DEVELOPMENT by prior reference with a DO PASS recommendation.

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

109 CHAIR MCCOY: It is so ordered.

PUBLIC HEARING, SCR 4

116 MIKE MERIWETHER: Gives overview of SCR 4.

WORK SESSION, SCR 4

124 MOTION: SEN. COOLEY: Moves SCR 4 to the Floor with a DO PASS recommendation.

129 VOTE: In a roll call vote all members are present and vote AYE.

131 CHAIR MCCOY: It is so ordered.

PUBLIC HEARING, SB 1103

132 MIKE MERIWETHER: Gives overview of SB 1103.

154 KATHLEEN SMAIL, MANAGER, HEALTH CARE LICENSURE AND CERTIFICATION SECTION OF THE HEALTH DIVISION: Submits and summarizes testimony on EXHIBIT A

in SUPPORT of SB 1103.

195 SEN. KERANS: Discusses Kathleen Smail's recommended amendments.

207 KATHLEEN SMAIL: Provides clarifications to the amendments.

274 ANN JACKSON, EXECUTIVE DIRECTOR, OREGON HOSPICE ASSOCIATION: Submits and summarizes testimony on EXHIBIT B in SUPPORT of SB 1103.

344 SEN. KERANS: Discusses section 2, sub 1 of the bill.

352 KATHLEEN SMAIL: Responds, and explains the Medicare process.

408 SEN. KERANS: Speaks to the bill. Asks Ann Jackson if she is in agreement with Kathleen Smail's testimony.

TAPE 65, SIDE A

005 ANN JACKSON: Responds to Sen. Kerans. Discusses why they have not been seeking licensure.

009 SEN. KERANS: How much would the licensing be?

013 ANN JACKSON: Responds.

016 KATHLEEN SMAIL: Discussing licensure.

026 SEN. COOLEY: Asks for an example of non-compliance.

029 ANN JACKSON: Responds.

056 SEN. COOLEY: If you were not having any problems, what generated the necessity to present this legislation?

058 ANN JACKSON: Responds.

062 SEN. COOLEY: Asks questions on how the funds are generated.

065 ANN JACKSON: Responds.

072 SEN. KERANS: Discusses licensing issues. 078 KATHLEEN SMAIL: The Health Division only has the authority to inspect those hospices that have successfully obtained Medicare certification.

We can't investigate complaints with those that don't.

081 SEN. KERANS: An accredited, but not certified hospice would be outside of your bounds?

082 KATHLEEN SMAIL: That is correct.

084 ANN JACKSON: We have been doing these inspections in the past.

095 SEN. KERANS: What we have is dual enforcement. Does the Health Division have evidence or complaints which would lead you to believe

that the Oregon Hospice Association has failed in its mission to give oversight to the ones that they have accredited?

101 KATHLEEN SMAIL: No, but it is my understanding that this bill addresses those hospices that are neither accredited nor certified.

104 ANN JACKSON: There are no hospices that I know of that are not certified or accredited.

106 SEN. MCCOY: Speaks to the bill.

118 SEN. KERANS: Speaks to the bill.

129 ELIZABETH FLORIO, OREGON ASSOCIATION FOR HOME CARE: Submits
and summarizes testimony on EXHIBIT C in SUPPORT of SB 1103.

150 VICE-CHAIR SPRINGER: What does it take to become a member of the
Oregon Hospice Association?

152 ANN JACKSON: Responds.

159 SEN. SPRINGER: How do you get your funding?

160 ANN JACKSON: Responds.

176 VICE-CHAIR SPRINGER: Speaks to the bill.

185 ANN JACKSON: Responds.

PUBLIC HEARING, SB 1104

196 ANN JACKSON: Testifies in SUPPORT of SB 1104.

Also submitted for the record, EXHIBIT D from PAM MATTHEWS in SUPPORT
of SB 110 4.

WORK SESSION, SB 1103

230 MOTION: SEN. KERANS: Moves to amend the amendments to SB
110 3. -- adding a period after the word operations on line 14, and
strike the rest of lines 14, 15, and 16.

241 CHAIR MCCOY: Hearing no objection, it is so ordered.

243 SEN. COOLEY: Asks questions on civil penalties in the bill.

250 MIKE MERIWETHER: Responds.

255 MOTION: SEN. KERANS: Moves the -1 AMENDMENTS AS AMENDED
to SB 1103.

260 CHAIR MCCOY: Hearing no objection, it is so ordered.

261 MOTION: SEN. KERANS: Moves SB 1103 as AMENDED to the Floor
with a DO PASS recommendation.

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

269 CHAIR MCCOY: It is so ordered.

WORK SESSION, SB 1104

270 MOTION: SEN. KERANS: Moves SB 1104 to the Floor with a DO
PASS recommendation.

274 VOTE: In a roll call vote all members are present and vote

AYE.

277 CHAIR MCCOY: It is so ordered.

PUBLIC HEARING, SB 1087

285 MIKE MERIWETHER: Gives overview of SB 1087.

314 FRANK BROWNER, OREGON BANKERS ASSOCIATION: Testifies in SUPPORT of SB 1087.

386 SEN. BRYANT: What would be the cost to the state under current fraud and forgeries if the state held you harmless.

388 FRANK BROWNER: Responds.

390 SEN. COOLEY: Can we buy insurance on that?

391 FRANK BROWNER: Responds.

414 SEN. KERANS: Do we need the Treasury involved in this?

416 FRANK BROWNER: Responds.

TAPE 64, SIDE B

007 SEN. KERANS: Are there a lot of differences within the banking industry? Some banks now just honor state warrants even if the person

does not have an account?

009 FRANK BROWNER: Responds. Continues testimony on SB 1087.

019 SEN. COOLEY: Asks questions on procedures involved in enforcing forgery cases.

025 FRANK BROWNER: Responds.

039 CLAUDIA BLACK, SEN. RON CEASE'S OFFICE: Testifies in SUPPORT of SB 1087.

073 CHUCK SHEKETOFF, OREGON HUMAN RIGHTS COALITION: Testifies in SUPPORT

of SB 1087.

085 SEN. BRYANT: Would you lobby the state to hold the banks and merchants harmless for the checks they cash that are fraudulent. If so, out of

what budget should we take that money to hold them harmless?

090 CHUCK SHEKETOFF: Responds.

100 NORM WISHERT, ADULT AND FAMILY SERVICES: Testifies in SUPPORT of SB 1087.

110 SEN. KERANS: Do we really need the State Treasurer in this? Why can't you deal directly with the banks to work this out?

118 NORM WISHERT: I don't know if we have the statutory authority to do that, unless it was put in this bill.

130 DARREN BOND, DIRECTOR OF THE CASH MANAGEMENT DIVISION, OREGON STATE TREASURY: Testifies in SUPPORT of SB 1087 with proposed amendments.

160 SEN. COOLEY: Is the State of Oregon the largest depositor in the state?

163 DARREN BOND: Responds.

170 SEN. COOLEY: Speaks to the bill.

178 SEN. KERANS: Speaks to the bill.

189 DARREN BOND: Continues testimony.

213 SEN. KERANS: What are we paying to have our money processed and held?

215 DARREN BOND: Responds.

221 SEN. KERANS: Asks questions regarding disbursement of funds.

231 DARREN BOND: Responds.

239 SEN. KERANS: Asks questions regarding interest on funds.

242 DARREN BOND: Responds.

250 SEN. KERANS: Speaks to the bill.

257 SEN. COOLEY: Speaks to the bill.

264 SEN. KERANS: Speaks to the bill.

269 DARREN BOND: Concludes testimony.

CHAIR McCOY ADJOURNS MEETING AT 4:34 p.m.

EXHIBIT LOG:

A - Testimony on SB 1103 - Kathleen Smail - 1 page B - Testimony on SB 1103/1104 - Ann Jackson - 8 pages C - Testimony on SB 1103 - Elizabeth Florio - 1 page D - Testimony on SB 1104 - Pam Matthews - 1 page

Submitted by:

Reviewed by:

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