

SENATE COMMITTEE ON TRADE AND ECONOMIC DEVELOPMENT

July 20, 1993

HRB, State Capitol 8:00 a.m.

Salem, OR

Tapes 143-144 Children and Families Reorganization

MEMBERS PRESENT: SEN. JOYCE COHEN, CHAIR SEN. SHIRLEY GOLD SEN. JEANNETTE HAMBY SEN. KARSTEN RASMUSSEN SEN. BILL KENNEMER SEN. JOHN LIM, VICE CHAIR SEN. CATHERINE WEBBER MEMBERS EXCUSED: STAFF PRESENT: JOSEPH CORTRIGHT, EXECUTIVE OFFICER CAROLYN YOUNG, POLICY ANALYST BRIDGET BAILEY, RESEARCHER JERI CHASE, OFFICE MANAGER
~ WITNESSES: PAUL SNIDER, ASSOCIATION OF OREGON COUNTIES JERRY JUSTICE, CLACKAMAS COUNTY RICH PEPPERS, OREGON PUBLIC EMPLOYEES UNION CRAIG CAMPBELL, CHIEF OF STAFF/LEGAL COUNSEL TO THE SPEAKER OF THE HOUSE GORDON FULTZ, ASSOCIATION OF OREGON COUNTIES BETTY UCHYTIK, ASSISTANT ADMINISTRATOR, OFFICE OF CHILD WELFARE PROGRAMS, CHILDREN SERVICES DIVISION VICKIE GATES, DEPARTMENT OF HUMAN RESOURCES BOBBY MINK, DEPUTY DIRECTOR, DEPARTMENT OF HUMAN RESOURCES PAM PATTON, OREGON ALLIANCE FOR CHILDREN LARRY OGLESBY, MARION COUNTY ANGELA SHERBO, AD HOC COMMITTEE -

NOTE: These minutes contain materials which paraphrase and/or summarize statements made during this meeting. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

TAPE 143, SECTION A

000 CHAIR COHEN: Convenes meeting at 8:15 a.m.

HB 2004B - Children and Families Reorganization - Work Session Senate Trade & Economic Development Committee July 20, 1993 Page 2

010 CHAIR COHEN: Begins overview of Proposed -B36 Amendments to HB 2004B (EXHIBIT A). Review starts with Page 20, lines 5 and 6.
022 PAUL SNIDER: Comments on proposed language. 031 JERRY JUSTICE: Objects to proposed language. 052 RICH PEPPERS: We have discussed the counties' concern and would be willing to develop alternate language.
062 CRAIG CAMPBELL: We have no comment on the proposed language.
066 CHAIR COHEN: This section needs to have new language developed.
069 CAROLYN YOUNG: Overviews Proposed Section 15 from EXHIBIT A.
077 CHAIR COHEN: I am not in favor of this maintenance of effort.
085 SEN. RASMUSSEN: I am also concerned about this proposed language.
092 Committee discussion regarding Section 15 from EXHIBIT A.
105 YOUNG: Discusses language from "Proposed Amendments Alternative Language" (EXHIBIT B) - Alternative language from SEN. RASMUSSEN.
126 GORDON FULTZ: Our preference would be to use the language that is in Section 15 of the Proposed - B36 amendments. 140 CAMPBELL: It may be possible to keep language from Section 15 and then add a sub 2 with SEN. RASMUSSEN's language. CHAIR COHEN: OK. 158 CHAIR COHEN: Overview of Section 16 from EXHIBIT A.

CHAIR COHEN: I would propose not accepting these amendments.

187 YOUNG: Overviews Section 18a on page 21 of EXHIBIT A.

CHAIR COHEN: I am concerned about the word "plans".

226 CHAIR COHEN: I would propose to delete Section 18a and b from

EXHIBIT A. 229 YOUNG: Overviews Section 28.

CHAIR COHEN: Any objection to Subsection 1 in Section 28 on page 23 (from DHR language)? I would recommend leaving the language from the B-engrossed version's Subsection 1 and adding the language from the Proposed -B36 subsection 1 m also.

311 BETTY UCHYTIL: Discusses other entitlement services that could be included. Senate Trade & Economic Development Committee July 20, 1993
Page 3

319 VICKI GATES: Discusses areas where eligibility is defined by federal government. 364 CHAIR COHEN: This addition will include child protective services, foster care, etc. 372 BOBBY MINK: Discusses concerns regarding this section. 380 Committee discussion regarding this issue. 389 CAMPBELL: It was not our intent to move entitlement programs to the state office. 404 CHAIR COHEN: Is this is a concern of DHR?

GATES: Discusses concerns.

CHAIR COHEN: I am unwilling to leave it just broadly DHR.

GATES: Suggests language for subsection 1

CHAIR COHEN: That language is good. No objection.

TAPE 144, SIDE A

023 CAROLYN YOUNG: Reviews alternative language (from EXHIBIT B).
039 SEN. KENNEMER: Why are lines 7 and 8 added (Page 23 of EXHIBIT B). 049 PAM PATTON: Reasoning for lines 7 and 8. 064 Committee discussion. 070 SEN. KENNEMER: I am still trying to understand this. My reading of this leads me to believe they are trying to narrow their focus. 077 SEN. WEBBER I would propose to put a period after "children" in line 7 and delete the remainder of the language in lines 7 and 8. 090 SEN. WEBBER: I am concerned that local jurisdictions not have their responsibility impeded. 106 SEN. KENNEMER: Is the local option for Day Treatment? 154 SEN. WEBBER: Proposes language on county role on day treatment. 159 VICKI GATES: Discusses options for change relationship with day treatment programs. 175 LARRY OGLESBY: Withdraws proposed amendment specifically providing for transfer of remaining CSD functions--this is no longer needed. 195: YOUNG: Presents Speaker's amendment on pilot programs (from EXHIBIT B).
220 CAMPBELL: Comments on reasons for Speaker's amendment. Senate Trade & Economic Development Committee July 20, 1993 Page 4

222 PAM PATTON: Comments on language regarding pilot program. We oppose transfer of adoption and foster care to the county level.
260 SEN. KENNEMER: Expresses concern about moving adoption to the local level. 280: SEN. HAMBY: I don't see how adoptions could be moved to the local level. 324 PEPPERS: Opposes foster care and adoption to be moved to the local level. 455 YOUNG: Overviews Section 29 from EXHIBIT A. 470 CHAIR COHEN: I would propose that we add language stating "upon approval of legislature."

TAPE 143, SIDE B

030 CHAIR COHEN: Continues to describe added language.

033 CAMPBELL: When the Legislature would approve it, would this be a general area of services? 037 CHAIR COHEN: Explains. 045 CAMPBELL: The Speaker's office is in favor of a strong state commission. 054 Committee discussion regarding proposed language. 099 RICH PEPPERS: I would recommend that the current language remain. 104 CHAIR COHEN: I will withdraw my language. 113 Committee discussion. 139 CAROLYN YOUNG: Overviews lines 28 (on page 23) through line 12 (on page 24) of EXHIBIT A. 144 PAUL SNIDER: I am concerned over new language proposed in subsections 2 and 3.

SENATORS HAMBY, RASMUSSEN, and COHEN concur with concerns.

177 RICH PEPPERS: Describes reasons for language proposed by the Ad Hoc Committee in subsection 2.

SENATORS RASMUSSEN, HAMBY, COHEN, KENNEMER, and WEBBER concur on deletion of subsection 2 and subsection 3.

195 YOUNG: Overviews Section 30 of EXHIBIT A. 212 CAMPBELL: We do not oppose these amendments from the Ad Hoc Committee. 215 SEN. KENNEMER: I appreciate the amendment. 222 SEN. KENNEMER: Discusses lines 16 through 19 on page 24 of EXHIBIT A (Subsection (2) of Section 30) ' ' Senate Trade & Economic Development Committee July 20, 1993 Page 5

237 ANGELA SHERBO: We had proposed deletion of this; now we have just asked that Legislative Counsel review it. This could lead to endless litigation. 263 SEN. KENNEMER: What would happen if Subsection 2 was deleted? 275 CAMPBELL: That language was added when the reach of the bill was more broad and intrusive. It was then very important. 294 SEN. RASMUSSEN: I don't eliminating this will reduce possible litigation. 316 CHAIR COHEN: I would support removal of the entirety of sub 2.

SENATORS HAMBY, KENNEMER, and RASMUSSEN concur.

350 SEN. HAMBY: I still see Section 30 (1) as a firewall.

Continued discussion.

440 CAROLYN YOUNG: Overviews Subsection (3) on Page 25 of EXHIBIT A.

TAPE 144, SIDE B

030 CHAIR COHEN: I don't like this language. It is not related to the "wellness" model. 032 CRAIG CAMPBELL: This language was intended to remedy oversight. 055 YOUNG: Overviews minor amendments in Section 37 (Pages 26 and 27 of EXHIBIT A). 062 CAMPBELL: We have no objection to this proposed language. 067 YOUNG: Overviews Section 56 (Page 41 of EXHIBIT A).

CHAIR COHEN: I have no objection to this proposed language.

072 CHAIR COHEN: Discusses Section 57 of EXHIBIT A. I would recommend deletion.

SEN. KENNEMER: This is handled under the plan. The services can be transferred back to the state.

CHAIR COHEN: I would recommend deletion of this language.

087 CAMPBELL: On Page 13 of the Proposed -B36 amendments, Line 15, after "division", the following language needs to be added: "or, on and after July 1, 1995, the State Office for Services to Children and Families,". 120 PAUL SNIDER: Presents Proposed -B38 Amendments (EXHIBIT C).

RICH PEPPERS: We will work with this language also and bring something back to you.

148 CHAIR COHEN: Adjourns meeting at 9:50 a.m. ~ , Senate Trade & Economic Development Committee July 20, 1993 Page 6

Submitted by,

Jeri Chase Senate Trade & Economic Development Committee July 20, 1993
Page 7 EXHIBIT SUMMARY EXHIBIT A - HB 2004B - Proposed -B36 Amendments, submitted by Carolyn Young, 42 pages EXHIBIT B - HB 2004B - Proposed Amendments Alternative Language, submitted by Carolyn Young, 3 pages EXHIBIT C - HB 2004B - Proposed -B38 Amendments, submitted by Paul Snider, 1 page

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