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report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

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HOUSE COMMITTEE ON EDUCATION

February 4, 1991Hear

House Committee on Education February 4, 1991 - Page ing Room F 1:30 p.m.Tapes 13 -14

MEMBERS PRESENT:Rep. Carolyn Oakley, Chair Rep. Vera Katz, Vice-Chair Rep. Bruce Hugo Rep. Delna Jones Rep. Mike Nelson Rep. Bob Pickard Rep. Walt Schroeder

STAFF PRESENT: Lee Penny, Committee Administrator Karen Edwards, Committee Assistant

MEASURES CONSIDERED: HB 2109 - Requires student accounting system to assess issue of dropouts, WORK SESSION HB 2105 - Requires preschool and post-secondary attendants to follow immunization procedures, PUBLIC HEARING HB 2118 - Conforms Oregon State Schools for Deaf and Blind to special education laws, WORK SESSION HB 2119 - Modifies exemption for school attendance on Saturday, WORK SESSION

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TAPE 13, SIDE A HB 2109 - WORK SESSION

005 REP. CAROLYN OAKLEY, CHAIR: Calls meeting to order at 1:37 p.m.

MOTION: Chair Oakley moves that HB 2109 be referred to Ways and Means with a "do pass" recommendation. In support of the motion, Chair Oakley noted: >Speaker wants all bills that have a fiscal impact to go to Ways and Means. >HB 2109 has estimated fiscal impact of \$200,000 in the next biennium.

DISCUSSION TO THE MOTION:

031 REP. BRUCE HUGO: Have you spoken to the Speaker about whether or not this bill would be considered?

033 CHAIR OAKLEY: We have spoken with Rep. Tony Van Vliet who is interested in bills that the committee wants to report out.

REP. HUGO: The carrier could move the bill to Ways and Means from the

floor.

CHAIR OAKLEY: The Speaker wants the bill sent to Ways and Means first, then to the floor.

043 REP. HUGO: Has no objection to the Chair's motion.

049 REP. VERA KATZ: The issue of dropouts, knowing who they are and what happens to them is so critical that I will do everything in my power to make sure that the bill is funded or at least the Superintendent is told to do it within her budget. It will be embarrassing if the changes that were recommended are not made within the next two years.

060 REP. DELNA JONES: In 1983, when I first served on the Education Committee, we were trying to define the term "dropout". It's about time we figured it out and were all talking the same language.

VOTE: In a roll call vote, the motion carried unanimously with all members present.

WORK SESSION

082 LEE PENNY, Committee Administrator: Discusses LC Drafts 2092 and 2788 (EXHIBIT A).

MOTION: Rep. Katz moves that LC Drafts 2092 and 2788 be introduced as committee bills.

VOTE: Hearing no objection, Chair Oakley so moves.

(TAPE 13, SIDE A) HB 2105 - School Immunization Procedures, Public Hearing Witnesses: Lorraine Duncan, State Health Division Dr. David Fleming, State Health Division Dr. James Lace, Oregon Medical Association Meg O'Hara, Pacific University Marvin Evans, Confederation of Oregon School Administrators Merrily Haas, Oregon Association for Education of Young Children Carol Snead, Oregon Association of Daycare Directors Harold Lawster, Conference of Local Health Officials

119 CHAIR OAKLEY: House Bill 2105 would extend the school immunization law to preschool programs and post-secondary education.

130 LORRAINE DUNCAN, State Health Division: Reads written testimony in support of HB 2105 (EXHIBIT B).

198 REP JONES: This would apply to all children no matter what age?

DUNCAN: Currently the law covers all certified day care centers and K - 12. The amendment being proposed would include immunization for children from infancy to age five and college students.

247 REP. WALT SCHROEDER: A newly enrolled full-time student in a post-secondary institution, would that include grandparents who attend college for the first time?

250 DUNCAN: We are primarily talking about the vaccination for measles. The age range would be 18 to 32 years.

255 DR. DAVID FLEMING, State Health Division: Reads written testimony in support of HB 210 5 (EXHIBIT C).

293 OAKLEY: Do all county health agencies provide free immunizations for persons that cannot afford them?

FLEMING: Yes. Immunizations are available at all county health departments. >Continues reading written testimony on page 2 (see EXHIBIT C).

370 REP. MIKE NELSON: Do you know what the federal policy is on immunization of preschoolers?

FLEMING: The national immunization groups have recommended a schedule of immunizations be implemented to include preschoolers and children in day care.

383 REP. NELSON: Have they included funding mechanisms?

FLEMING: The vaccines provided to the children in Oregon have been largely funded by federal government grants.

REP. NELSON: In the last 10 years have there been severe cuts of those programs?

DUNCAN: Basically, the amount we receive for vaccines has increased. The prices of vaccine have gone up considerably. Resources from the federal level have drastically increased.

FLEMING: The problem in Oregon has been getting the children into clinics to receive immunizations.

412 REP. NELSON: With many single parents and transients, could that be part of the reason?

FLEMING: This is part of the reason vaccines have been successful. People don't realize how serious these diseases are. There is less motivation to bring children in to receive their vaccinations.

422 CHAIR OAKLEY: You mentioned 14 states needed to have 2 doses before entry. Are you talking about the ones they had in early childhood and the one before entry to college?

FLEMING: Yes.

TAPE 14, SIDE A

005 REP WALT SCHROEDER: What percentage of preschoolers are involved in this organized program?

DUNCAN: About 20 percent.

REP. SHROEDER: If the parents take a youngster for their required shots, would they be covered for preschool?

016 DUNCAN: Once they have the recommended series, the record would have to be presented for entry to preschool.

REP. JONES: Do you routinely pass out immunization requirements to the local hospitals throughout the communities in Oregon so that parents know that this is available at their local health department?

DUNCAN: The Oregon hospitals have cooperated. There is a pamphlet and booklet given out showing the schedule, information on vaccine preventable diseases and a list of health departments.

029 DR. JANES LACE, Oregon Medical Association: Testifies on behalf of the HB 2105 and recommends that the vaccine schedule be followed. Gives additional reasons for parents not having their children immunized: >Parents forget. >Parents don't find the time. >There are a rising number of parents who look to other alternatives - fear of vaccines.

089 REP HUGO: The issue about age 32 stems from 1957, I miss that logic.

LACE: That is the year in which the measles vaccine would have been protecting children. Before the vaccine came out, everyone got measles. All of these people are immune.

118 MEG O'HARA, Pacific University: Strongly in favor of HB 2105. Discusses measles epidemic on campus in 1990, 42 cases diagnosed. >10-day delay in tests to confirm measles. >Problems with the availability of the vaccine. >Washington County Health Department did not treat it as a health emergency - not willing to immunize the student body within 2 to 3 days. >Experienced extensive staffing costs.

184 REP. HUGO: What percentage actually contracted the disease?

O'HARA: Forty-two out of 1600 students contracted the disease. Almost 700 students were immunized.

REP. HUGO: Did you contact the Washington County Health Department or did they contact you?

O'HARA: We contacted them immediately when we knew we had a case.

REP. HUGO: Did they charge you for the vaccines?

O'HARA: We did not have to pay for the vaccines. We had to pay for the staffing of physicians and nurses to administer the vaccine to students.

234 REP. KATZ: Counties get their vaccine from the federal government?

O'HARA: My understanding was they got it from the State.

249 MARVIN EVANS, Confederation of Oregon School Administrators: Testifies in favor of HB 2105.

300 MERRILY HAAS, Oregon Association for the Education of Young Children: Reads written testimony in opposition to HB 2105 (EXHIBIT D).

352 REP. HUGO: Where in HB 2105 does it mandate anything to health departments?

HAAS: It's in the administrative rules that accompany the law.

REP. HUGO: What would that relate to as part of the law?

HAAS: That the county health departments are required to carry out the law which is the enforcement of this program.

372 DUNCAN: The schools do a primary review of immunization records.

Children who are in non-compliance are referred to the health department. They double check the records to confirm non-compliance. The parent is given 2 weeks to come into compliance with the immunization law.

400 REP. JONES: You would also be reviewing the college records?

DUNCAN: Currently, that is under consideration. We are looking at having the rules written by higher education.

REP. JONES: Are you going to require additional staff?

DUNCAN: Five hundred students spread out through 33 county health departments won't be a significant workload increase. This is something they have agreed they could handle.

435 PENNY: Are there any other immunizations that young adults should get?

DUNCAN: Basically, the issue we are talking about is measles. The measles, mumps and rubella vaccine is the one of choice.

TAPE 13, SIDE B

018 CAROL SNEAD, Oregon Association of Day Care Directors: Reads written testimony in favor of HB 2105 (EXHIBIT E).

076 DR. HAROLD LAWSTER, Conference of Local Health Officials: Discusses community colleges enforcing the immunization law. >Many do not have health services on campus. >Community colleges should notify students of the need for shots - work with health departments to obtain shots. The Conference of Local Health Officials are in favor of HB 2105.

126 REP. JONES: Do the individual counties purchase the vaccine from the state?

LAWSTER: The State purchases the vaccine from federal funds. If given to a large population that was not covered under the federal government program, we would have to pay.

145 REP. SCHROEDER: You talk about community colleges may be in a different situation because they don't have their own health services. The disease can still be as rampant in a community college as a 4 year college.

LAWSTER: No. It is not.

(TAPE 13, SIDE B) HB 2118 - WORK SESSION

170 PENNY: Reviews HB 2118 and proposed HB 2118-1 amendments (EXHIBIT F). >Brings the statutes concerning the schools for the Deaf and Blind into conformance with the Special Education laws.

>Legislative Counsel suggested 3 sections of the existing law be repealed and create 1 new section which would take in all of the points the Department of Education wanted to make. There would be not change in meaning from the original bill.

216 REP HUGO: Could you go over section 9 of HB 2118-1?

PENNY: Discusses sections to be repealed in HB 2118. >ORS 346.049 - Deals with confidentiality of student records, addressed in the general student record law. >ORS 346.051 - Conveyance of students for treatment and medical costs is not paid by the Department of Education.

253 REP. SCHROEDER: What about a youngster coming from Brookings, who pays for the transportation coming up to the deaf school now?

PENNY: That is the responsibility of the local school districts.

REP. SCHROEDER: Can I be assured this is not a mandate on the local school districts that the State is passing down?

PENNY: It is a mandate that has been there for some time.

274 REP. HUGO: In Oregon law, transportation services are not required except for special education.

285 DON EDWARDS, Department of Education: Clarifies how students are transported from their resident district to the school. >School districts transport children at their expense. >Parents transport the children and are reimbursed at State expense. >Use public transportation and bill the resident school district. >Buses and vans are used.

319 REP. KATZ: The choice of going to the school for the Deaf and Blind are basically parents choices, right?

EDWARDS: No. They have to be recommended to us by the school district. Parent choice does not determine placement.

REP. HUGO: How much money is spent in travel in a biennium?

EDWARDS: \$78,000 is placed in a special education revolving fund. Whatever is left over is placed in the general fund. I do not know the actual cost per year.

361 MOTION: Rep. Katz moved to adopt HB 2118-1 amendments dated 2/4/91 (EXHIBIT F).

VOTE: Hearing no objection, CHAIR OAKLEY so moves.

REP JONES: Is this the best method of getting this job done?

EDWARDS: This body mandated that the local district would be responsible for transportation.

MOTION: Rep. Jones moved HB 2118 as amended to the floor with a "do pass"

recommendation.

VOTE: In a roll call vote, the motion carried unanimously, with all members present.

420 Chair Oakley designates Rep. Jones as carrier of the bill. TAPE 14, SIDE B

(Tape 14, Side B HB 2119 - WORK SESSION

009 PENNY: Discusses proposed HB 2119-1 amendments (EXHIBIT G).

>Attendance of Saturday school.

MOTION: Rep. Katz moved to adopt HB 2119-1 amendment date 1/31/91
(EXHIBIT G).

VOTE: Hearing no objection, Chair Oakley so moves.

MOTION: Rep. Hugo moved HB 2119 as amended to the floor with a "do
pass" recommendation.

VOTE: In a roll call vote, the motion carried unanimously with all
members present.

035 Chair Oakley designates Rep. Pickard as carrier of the bill.
>Adjourns meeting at 3:15 p.m.

Submitted by:

Reviewed by:

Karen Edwards

Lee Penny Assistant
Administrator

EXHIBIT LOG:

A - LC 2092 and LC 2788 Drafts - committee staff - 4 pages B -
Testimony on HB 2105 - Lorraine Duncan - 4 pages C - Testimony on HB
2105 - Dr. David Fleming - 4 pages D - Testimony on HB 2105 - Merrily
Haas - 2 pages E - Testimony on HB 2105 - Carol Snead - 1 page F -
Proposed amendment HB 2118-1 - 5 pages G - Proposed amendment HB 2119-1
- 2 pages