

HOUSE COMMITTEE ON HUMAN RESOURCES - January 21, 1991 Hearing
Room D 130 p.m. Tapes C - 8 MEMBERS PRESENT: Rep. Mary Alice
Ford, Chair Rep. Beverly Stein, Vice Chair Rep. Jerry Barnes Rep. Cedric
Hayden Rep. John Meek Rep. Hedy Rijken Rep. Jackie Taylor STAFF
PRESENT:Melanie Zermer, Committee Administrator Pamela Berger,
Committee Assistant

WITNESSES: Dr. Richard Lippincott, Mental Health and Developmental
Disabilities Services Division Barry Kast, Mental Health and
Developmental Disabilities Services Division James Toews, Mental Health
and Developmental Disabilities Services Division Margie Johnson, Mental
Health and Developmental Disabilities Services Division Mary Botkin,
AFSCME Jeff Kushner, Office of Drug and Alcohol Michael Lincicum, Mental
Health and Developmental Disabilities Services Division MEASURES
CONSIDERED: Informational Meeting: Mental Health & Developmental
Disabilities Services Division Overview HB 2053 - Residential Facilities
- PH HB 2054 - Residential Facilities - PH/WRK HB 2055 - Mental Health
Program - PH

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.

TAPE 6, SIDE A

010 CHAIR FORD: Calls the meeting to order at 1:32 p.m. House Committee
on Human Resources January 21, 1991 - Page 2

- Makes general announcements regarding adjournment time. - The House
Human Resources Committee will not be meeting on 1/25/91 due to a
conflict.

030 MELANIE ZERMER, COMMITTEE ADMINISTRATOR: Explains a new section in
members' reference notebooks regarding general budgets.

INFORMATIONAL MEETING: MENTAL HEALTH & DEVELOPMENTAL DISABILITIES
SERVICES DIVISION OVERVIEW

020 DR. RICHARD LIPPINCOTT, MENTAL HEALTH & DEVELOPMENTAL
DISABILITIES SERVICES DIVISION (MHDDS): Introduces Barry Kast, Michael
Lincicum, and James Toews. - Submits and reviews an overview of the
division (EXHIBIT B). 122 - Uses an overhead projector to describe
budget distribution percentages (See: Page 2, Exhibit B). - Will provide
counties' budget information at a later date. - Continues presentation.
- Describes an organizational diagram (See: Page 3, Exhibit B). 211 -
Describes cooperation with sister agencies. 250 REPRESENTATIVE
BARNES: What is MHDDS' relationship with the Corrections Division?
LIPPINCOTT: We have had, for a number of years, an inter-agency
agreement with the Department of Corrections that was managed through a
joint task force to run the Correctional Treatment Program and
Correctional Institutional Services (an outreach program through the
prisons). Those programs have been reviewed and we recently signed a new
agreement to join the various strengths of our programs in an organized
way. - Describes treatment programs. - Due to the budget cuts we are
only able to maintain current programs. CHAIR FORD: How long has this
inter-agency agreement been in effect? LIPPINCOTT: The present agreement
has been in effect since July 1990. The former agreement has been in
effect since the time the Division of Corrections was separated from the
Department of Human Resources. CHAIR FORD: Is there a mental health

treatment component for parolees? LIPPINCOTT: There are not as many mental health programs in the correctional system that we would like to see due to budget cuts. We have improved the amount of oversight and mental health services to those individuals who are under the authority of the Psychiatric Security Review Board. 345 BARRY KASI, MHDDSD: Describes correctional/mental health programs during the 1970s. ~' House Committee on Human Resources January 21, 1991- Page 3

360 REPRESENTATIVE BARNES: Describe programs you offer to juveniles at MacLaren. LIPPINCOTT: We do not interface with those individuals unless they have been clearly evaluated as having a mental illness. Then we evaluate them under the children and adolescent treatment program at Oregon State Hospital.

380 BARRY KAST, OFFICE OF MENTAL HEALTH SERVICES, ASSISTANT ADMINISTRATOR, MHDDSD: Describes program changes in view of budget reductions (Exhibit B).

TAPE 7, SIDE A

040 REPRESENTATIVE MEEK: Please describe patient type and atmosphere of those returning to the community. KAST: There are unique needs for each patient. Not all patients have an organic disability. Often patients have challenging, impulsive behaviors. - It is our intent for those individuals to transfer funds from the Oregon State Hospital (OSH) to Senior and Disabled Services Division to purchase nursing home beds for the patient and to provide additional staffing who will provide individual appropriate care. - Discusses residential care facilities for adult patients with mental illnesses.

080 LIPPINCOTT: Our goal is to provide improved quality of life. - On the other side, there are a number of individuals whose daily treatment is limited but there is a need for certain on-going programs, which we will make available in the community.

094 CHAIR FORD: Are any of these patients a security problem? KAST: I cannot say that is or isn't the case. Describes sexual offender programs at OSH.

134 LIPPINCOTT: Discusses costs for care in the forensic system.

KAST: Describes cuts in community programs.

194 LIPPINCOTT: Discusses difficulties accessing services. 200 JAMES TOEWS, MHDDSD: Describes cuts in developmental disabilities programs (See: Pages 14-17, Exhibit B). 372 REPRESENTATIVE MEEK: Concerned about the long term outlook for clients and the increasing recidivism rate due to program cuts. House Committee on Human Resources January 21, 1991 - Page ~

REPRESENTATIVE BARNES: Shares similar concern as Rep. Meek.

TAPE 6, SIDE B

LIPPINCOTT: As we built this budget, we examined long range plans for services. Risks may happen. Some clients may lose skills which may result in them going in a down cycle.

030 MARGIE JOHNSON, MHDDSD: Describes the budget for administrative

services. Describes MHDDSD's computer system.

060 KAST: Discusses the 1989 formula for distribution of funds.

132 LIPPINCOTT: Describes the Day and Residential Treatment Program (DARTS) budget cuts.

170 CHAIR FORD: Recesses the meeting at 2:40 p.m.

- Re-convenes the meeting at 2:54 p.m.

PUBLIC HEARING

HB 2053

Staff submits a SMS on HB 2053 and ORS 443.400 (EXHIBIT C).

236 BARRY KAST: Submits and summarizes written testimony in support of HB 205 3 (EXHIBIT A). REPRESENTATIVE HAYDEN: Are you sure bill addresses an oversight? KAST: We do believe this was an oversight and not legislative intent to exclude the facilities added by toe bill.

250 REPRESENTATIVE STEIN: Even though HB 2053 does not have a fiscal impact on the state, is there one for those running residential treatment homes? KAST: Toere is a provision in the statutes which permits the director of the department to defer to local regulatory processes, if their standards are equal or superior to those of the state. 260 REPRESENTATIVE HAYDEN: Are state grants available to nursing homes? KAST: Yes, we are currently providing funds for services to homes who accommodate five or fewer individuals. Toe payment goes to the provider. House Commitke on Human Resourcca Januar~ 21, 1991- Page S

REPRESENTATIVE HAYDEN: What services are provided besides room and board? KAST: For example, they are provided with supervision for administration of medication and may receive considerable assistance in performing daily activities. KAST: There was an oversight when HB 2053 was drafted, therefore we have submiKed a proposed amendment to correct an error (See: Exhibit A). - Since the bill was drafted, we received an Attorney Genaal's opinion regarding HB 2053 (See: Exhibit A).

TAPE 7, SIDE B

010 KAST: The intent of the waiver in Section 3 of the bill is to eliminate foster homes from current regulations. - We would not place a person in adult fosta care if we knew they needed a high level of care. REPRESENTATIVE HAYDEN: Reads statute on residential facilities (See: Page 2, Exhibit C). 060 JEFF WSHNER, OFFICE OF DRUG AND ALCOHOL: Submits and summarizes written testimony, including proposed amendments on HB 2053. (EXHIB11 G).

MELANIE ZERMER: Can your amendments and those from MHDDSD be combined? KAST: Yes.

PUBLIC HEARING HB 2054

Staff submits a SMS on HB 2054 (EXHIBIT D).

104 JAMES TOEWS, MHDDSD: Submits and summarizes written testimony on HB 205 4 (EXHIBIT }I).

WORK SESSION HB 2054 MOTION: REPRESENTATIVE STEIN MOVES HB 2054 TO THE

FLOOR WITH A DO PASS RECOMMENDATION.

VOTE: IN A VOICE VOTE, THE MOTION PASSES UNANIMOUSLY. PUBLIC HEARING HB 2055 _ . House Committoe on Human Resourca ~ Januar~ 21, 1991 - Page 6 ~` - 250JAMES TOEWS, MHDDSD: Submits and summarizes written testimony on HB 2055 ~t (EXHIBIT I). - We do not object to AFSCME's amendments (EXHIBIT P). - We do not know the Executive Department's position on AFSCME's amendments. 358 MARY BOTKIN, AFSCME: Submits and explains proposed amendments to HB 2055 *& (EXHIBIT Ii).iq

TAPE 8, SIDE A

- This establishes legislative intent that the state will be able to remain able to provide services. It does not pre-empt the ability of private contractors to exist in local communities.

111 MIKE LINCICUM, MHDDSD: We don't have the authority on collective bargaining; that would be up to the Executive Department.

CHAIR FORD: Adjourns the meeting at 3:54 p.m.

Submitted by,	Reviewed by,
Pamela Berger	Melanie Zermer

EXHIBIT LOG: A - HB 2053 testimony - Lippincott - 5 pp. B - MHDDSD Overview - Lippincott - 18 pp. C - HB 2053 SMS/statute - Staff- 2 pp. D - HB 2054 SMS - Staff- 1 p. E - HB 2055 SMS - Staff- 1 p. F - HB 2055 proposed amendments - Botkin - 1 p. G - HB 2053 testimony/proposed amendments - Kushner 2 pp. H - HB 2054 testimony/proposed amendments - Toews - 2 pp. I - HB 2055 testimony/proposed amendments - Toews - 2 pp.

There minute~ contain ~teriale which paraphrase and/or wmrnarize rlatemen~ made during this res~ion Only text enclosed in quotation ma'lu report a peaker'r exact word9 For complete contents of the ploceedinp, plcasc refer to the tape.