

House Committee on Human Resources April 5, 1991 - Page

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

House Human Resources April 5, 1991, Page HOUSE COMMITTEE ON HUMAN RESOURCES

April 5, 1991Hearing Room D 1:45 p.m.Tapes 105 - 107

MEMBERS PRESENT:Rep. Mary Alice Ford, Chair Rep. Beverly Stein, Vice-Chair Rep. Jerry Barnes Rep. Cedric Hayden (arrived 2:35) Rep. John Meek (arrived 1:55) Rep. Hedy Rijken (arrived 1:55) Rep. Jackie Taylor

STAFF PRESENT: Melanie Zermer, Committee Administrator Pamela Berger, Committee Assistant

MEASURES CONSIDERED:HB 2781 - Change amounts and qualifications for credit on behalf of certain elderly or ill person in order that persons are not placed unnecessarily in long term care facility - Pub HB 2950 - 12% Inheritance tax designated to nursing home ombudsman program, Oregon Project Independence, and Senior and Disabled Services Division - PAW

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TAPE 105, SIDE A

010 CHAIR FORD: Calls the meeting to order at 1:50 p.m.

PUBLIC HEARING: HB 2751 - Change amounts and qualifications for credit on behalf of certain elderly or ill person in order that persons are not placed unnecessarily in long term care facility Witnesses: Ruth Shepherd, Governors Task Force on Long Term Care Financing Joan Steinfeld, Self Alzheimer Association Shelly Shirk, Oregon Alzheimer's Public Policy Committee Pam Ruona, SDSD Robert Smith, United Seniors Beverly Bettis, National Multiple Sclerosis Linda Mathewson, Department of Revenue

Staff submits fiscal impact (EXHIBIT A).

018 RUTH SHEPHERD, GOVERNORS TASK FORCE ON LONG TERM CARE FINANCING:

Submits and reads written testimony in favor of HB 2751 (EXHIBIT B). - Submits and explains testimony in favor of HB 2751 from Pam Edens (EXHIBIT C). - Discusses day care needs. 113 - Discusses daily activities.

135 PAM RUONA, SENIOR AND DISABLED SERVICES DIVISION (SDSD): Testifies on HB 2751. - Explains amendments included in Exhibit C.

174 REPRESENTATIVE STEIN: Concerned about those who do not pay taxes

SHEPHERD: Understand that you are referring to those whose income is so low they don't have to file income taxes. Never dreamed they would be able to help others.

216 REPRESENTATIVE STEIN: Concerned that two people living in a household could have a total qualified amount of income.

RUONA: This language addresses the governing income.

275 JOAN STEINFELD, SELF ALZHEIMER ASSOCIATION: Submits and reads written testimony in favor of HB 2781 (EXHIBIT D).

344 REPRESENTATIVE MEEK: Does your mother receive Medicaid or Oregon Project

Independence (OPI) assistance?

STEINFELD: My mother would not be eligible for OPI, but Medicare does pick up a portion of her bills.

SHELLY SHIRK, OREGON ALZHEIMER'S PUBLIC POLICY COMMITTEE: Submits and reads written testimony in favor of HB 2781 (EXHIBIT E). - Explains proposed amendments included in written testimony.

TAPE 106, SIDE A

020 REPRESENTATIVE MEEK: Discusses proposed amendments.

048 SHIRK: Points out that people making less money than others may be caring for a low income family member, who may qualify for other programs.

Members discuss possible proposed amendments.

096 SHEPHERD: We were concerned about adding any fiscal impact to the bill, due to Measure 5. - Would love seeing people get a maximum amount of benefits. - Would like the State and families to become partners on a percentage level.

CHAIR FORD: This bill does have a referral to the committee on Revenue and School Finance.

130 ROBERT SMITH, UNITED SENIORS: Submits and reads written testimony in favor of HB 2781 (EXHIBIT F).

196 LINDA MATHEWSON, DEPARTMENT OF REVENUE: Testifies on HB 2781. - Explains income guidelines.

REPRESENTATIVE STEIN: Would like information on average taxes paid by household earning \$50,000.

MATHEWSON: Will provide that information at a later date.

222 CHAIR FORD: Is household income taxable or gross income?

MATHEWSON: Household income can be either taxable income and non-taxable income (i.e. SSI, welfare, unemployment).

REPRESENTATIVE BARNES: Concerned about lack of information defined by household income. - Younger families may be tied into house payments etc. then family member needs assistance.

MATHEWSON: Explains adjusted gross incomes.

REPRESENTATIVE BARNES: Concerned about arriving at a proper compensation.

MATHEWSON: Explains taxable income.

340 BEVERLY BETTIS, OREGON MULTIPLE SCLEROSIS SOCIETY: Testifies in favor of HB 2781. - Concerned about limiting this bill to age and to Alzheimer's victims and not those with other disabilities. - Looking at this rationally, should apply to those also under 60. - This would save money which would go to long term care. - This is also the same for one with a disability. - People with disabilities do have temporary needs when not in remission. - This could help those during the rough times by maintaining their home and living environment - A person could fall into dark hole by becoming dependant on public assistance and may not be able to get out of it.

340 REPRESENTATIVE STEIN: Members may want to voice their opinion on this to the Committee on Revenue and School Finance.

TAPE 105, SIDE B

PUBLIC HEARING: HB 2950 - 12% Inheritance tax designated to nursing home ombudsman program, Oregon Project Independence, and Senior and Disabled Services Division Witnesses: Representative John Schoon, District 34 Lee Hazelwood, Governor's Commission Senior Services Bob Van Houte, United Seniors William Love, Schwabe, Williamson, and Wyatt Stephen Kantor, Oregon State Bar Association Committee on estate Planning and Administration Lucille Pugh, AAA Gary Carlson, AOI Joe Gilliam, National Federation of Independent Business C.J. Hill, AAA Clyde Ramsey, Oregon Small Business Association Kim Danish, Oregon Health Care Association

Staff submits proposed amendments to HB 2950 (EXHIBIT H) and a hand engrossed version of the proposed amendments (EXHIBIT I), fiscal analysis (EXHIBIT G) and statutes (EXHIBIT J).

021 REPRESENTATIVE JOHN SCHOON, DISTRICT 34: Testifies in support of HB 295 0. - Introduces bill. - Discusses federal exemptions. - Discusses trust funds. - Points out that for an individual to get biggest savings, trust should be for grandchildren in order to avoid taxing in-between generations.

REPRESENTATIVE BARNES Discusses probate property.

140 BOB VAN HOUTE, UNITED SENIORS: Testifies in favor of HB 2950. - Estimates bill would effect approximately 160-200 people a year. - Very difficult to place numbers. - The money will be spread over five groups. - Main goals to accomplish: 1. not to prioritize, and 2. after two years the money goes to general funds. - Tells story about 70 year old children with 97 year old parents. - Our intent was to word this bill to compare with the Federal mandate. - Wording of the bill is difficult.

CHAIR FORD: Recesses the meeting at 3:05 p.m. - Re-convenes the meeting at 3:18 p.m. as a subcommittee.

Staff submits testimony in favor of HB 2950 from Pam Mathews, Oregon Association of Home Care (EXHIBIT N).

300 LEE HAZELWOOD, GOVERNOR'S COMMISSION SENIOR SERVICES: Submits and reads written testimony in favor of HB 2950 (EXHIBIT O).

WILLIAM LOVE, SCHWABE, WILLIAMSON, AND WYATT: Submits and reads written testimony in opposition to HB 2950 (EXHIBIT P).

TAPE 106, SIDE B

015 STEPHEN KANTOR, OREGON STATE BAR ASSOCIATION COMMITTEE ON ESTATE PLANNING AND ADMINISTRATION: Submits and reads written testimony in opposition to HB 2950 (EXHIBIT Q).

(full committee)

076 - Discusses estate provisions.

120 LUCILLE PUGH, AREA AGENCY ON AGENCY (AAA): Submits and reads written testimony in favor of HB 2950 (EXHIBIT R).

140 GARY CARLSON, ASSOCIATED OREGON INDUSTRIES: Submits and reads written testimony in opposition to HB 2950 (EXHIBIT S). - Discusses the impact the Ballot Measure 5 will have on businesses.

202 JOE GILLIAM, NATIONAL FEDERATION OF INDEPENDENT BUSINESS: Submits and reads written testimony in opposition to HB 2950 (EXHIBIT T).

270 C.J. HILL, AAA: Submits and reads written testimony in favor of HB 2950 (EXHIBIT U).

357 CLYDE RAMSEY, OREGON SMALL BUSINESS ASSOCIATION: Testifies in opposition to HB 2950. - This bill would drive many small businesses out of business. - Inheritance taxes can do many things which are detrimental to our society, especially to small businesses. - Small business can't survive for only a few generations without being liquidated. - The next generation will not be willing to work hard for no paycheck, as past small business owners have done.

068 KIM DANISH, OREGON HEALTH CARE ASSOCIATION: Testifies in favor of HB 2950. - Association offers to fund a survey targeted at registered

voters to find out how they feel on this issue. - We would be ready to start conducting the poll in two weeks.

Staff submits written testimony in opposition to HB 2950 from Irv Fletcher, AFL-CIO (EXHIBIT V).

WORK SESSION HB 2950 - 12% Inheritance tax designated to nursing home ombudsman program, Oregon Project Independence, and Senior and Disabled Services Division

MOTION: REPRESENTATIVE STEIN MOVES ADOPTION OF THE PROPOSED AMENDMENTS WITH A TECHNICAL CHANGE ON PAGE 3, LINE 19 TO INCLUDE "LONG TERM CARE OMBUDSMAN PROGRAM" INSTEAD OF "NURSING HOME OMBUDSMAN PROGRAM".

VOTE: THERE BEING NO OBJECTIONS, THE AMENDMENT IS ADOPTED.

MOTION: REPRESENTATIVE STEIN MOVES HB 2950, AS AMENDED, TO THE COMMITTEE ON REVENUE AND SCHOOL FINANCE WITH A DO PASS RECOMMENDATION.

REPRESENTATIVE STEIN: It is unfortunate that those who are testifying against have not heard the effects Measure 5 is having on the elderly. - The cuts are painful and devastating to elderly members of our society and to their family members. - Recognize it is the Committee on Revenue and School and Finance's role to determine the tax structure. But as a policy committee we need to support the elderly citizens in our state.

REPRESENTATIVE BARNES: Not ready to send this to the committee on Revenue and School Finance with a do pass recommendation. - We have not had ample time to fully understand this bill. - Heard conflicting testimony and that this would be bad for economic development. - Lots of questions to be answered.

REPRESENTATIVE STEIN: Willing to send bill without a recommendation in order not to hold it up. Need to get this moving along.

REPRESENTATIVE STEIN: Withdraws previous motion.

MOTION: REPRESENTATIVE STEIN: MOVES HB 2950, AS AMENDED, TO THE COMMITTEE ON REVENUE AND SCHOOL FINANCE WITHOUT A RECOMMENDATION.

VOTE: THE MOTION PASSES 4-0. REPRESENTATIVE HAYDEN, REPRESENTATIVE MEEK, and REPRESENTATIVE RIJKEN ARE EXCUSED.

INFORMATIONAL: POLICY RECOMMENDATION

180 MELANIE ZERMER: Submits and explains QUIP program information (EXHIBIT K) Hospital Settlement and LIEAP information (EXHIBIT L), and DHRProgram Prioritization Worksheet (EXHIBIT M).

ZERMER: Discusses City of Salem examining new State parking structure. There will need to be 11 spaces widened in order to comply with disabled parking laws.

CHAIR FORD: Discusses concerns from a disabled state employee.

CHAIR FORD: Adjourns the meeting at 4:15 p.m.

Submitted by,

Reviewed by,

Pamela Berger

Melanie Zermer

EXHIBIT LOG: A - HB 2781 - fiscal - staff - 1 p. B - HB 2781 - testimony - Shepherd - 1 p. C - HB 2781 - testimony from Edens - Shepherd - 5 pp. D - HB 2781 - testimony - Steinfeld - 1 p. E - HB 2781 - testimony - Shirk - 2 pp. F - HB 2781 - testimony - Smith - 2 pp. G - HB 2950 - fiscal - staff - 1 p. H - HB 2950 - amendments - staff - 7 pp. I - HB 2950 - amendments - staff - 9 pp. J - HB 2950 - ORS - staff - 2 pp. K - Policy Recommendation - QUIP information - staff - 1 p. L - Policy Recommendation - Hospital Settlement & LIEAP information - staff - 1 p. M - Policy Recommendation - Prioritization worksheet - staff - 9 pp. N - HB 2950 - testimony from Matthews - staff - 2 pp. O - HB 2950 - testimony - Hazelwood - 2 pp. P - HB 2950 - testimony - Love - 2 pp. Q - HB 2950 - testimony - Kantor - 10 pp. R - HB 2950 - testimony - Pugh - 1 p. S - HB 2950 - testimony - Carlson - 2 pp. T - HB 2950 - testimony - Gilliam - 2 pp. U - HB 2950 - testimony - Hill - 3 pp. V - HB 2950 - testimony from Fletcher - staff - 1 p.