

House Committee on Human Resources January 20, 1991 - Page

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.

House Human Resources April 26, 1991 - Page HOUSE COMMITTEE ON HUMAN RESOURCES

April 26, 1991Hearing Room D 1:00 p.m.Tapes 127 - 128

MEMBERS PRESENT:Rep. Mary Alice Ford, Chair Rep. Beverly Stein, Vice-Chair Rep. Jerry Barnes Rep. Cedric Hayden (arrived 1:35) Rep. John Meek Rep. Hedy Rijken (arrived 1:25) Rep. Jackie Taylor

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

MEASURES CONSIDERED:HB 2781 - Income taxes changes for certain elderly or ill persons - Wrk HB 3060 - Reduces distribution to Children's Trust Fund from gross receipts

tax on boxing and wrestling - Paw HB 3099 - Requires Department of Human Resources to maintain registry of group facilities by address - Pub

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TAPE 127, SIDE A

010 CHAIR FORD: Calls the meeting to order at 1:02 p.m.

Staff submits an informational packet on HB 2960 (EXHIBIT A).

WORK SESSION: HB 2781 - Income taxes changes for certain elderly or ill persons Witnesses: Mike Bullis, Oregon Disabilities Commission Rep. John Meek, District 5 Pam Edens, Long Term Care Task Force Pam Ruona, Senior and Disabled Services Division (SDSD)

MELANIE ZERMER: Submits and explains HB 2781-1 proposed amendments (EXHIBIT B), an explanation of the HB 2781-1 amendments (EXHIBIT C), HB

278 1-2 proposed amendments (EXHIBIT D), an explanation of the HB 2781-2 proposed amendments (EXHIBIT E), HB 2781-3 proposed amendments (EXHIBIT F), a hand engrossed version of the proposed amendments (EXHIBIT G), and a revenue and fiscal impact ratio for HB 2781 (EXHIBIT L).

094 MIKE BULLIS, OREGON DISABILITIES COMMISSION: Explains HB 2781-1 proposed amendments (See: Exhibit B).

114 REP. JOHN MEEK, DISTRICT 5: Explains HB 2781-2 proposed amendments (See:

Exhibit D). - This limits the amount for eligibles to receive; does not effect household income. - The idea of giving people assistance is the issue of the bill.

213 REPRESENTATIVE STEIN: The more participants, the less money; the less money, the less incentive.

MEEK: Maybe the incentive will have them help more if government recognizes that they are indeed helping.

240 PAM EDENS, LONG TERM CARE TASK FORCE: Explains HB 2781-3 proposed amendments (See: Exhibit F).

CHAIR FORD: Why do you want to deny tax credits for home assistance for food, clothing, medical care, and transportation expenses?

EDENS: We discussed that and instead decided to address the very expensive care provision (i.e. respite care, bathing). 375 - Explains certification process required to be done by a physician.

TAPE 128, SIDE A

REPRESENTATIVE BARNES: Thinks you can find a physician to sign anything.

EDENS: The Long Term Care Task Force discussed this and considered having a SDSA case manager evaluate, but because of high fiscal impact, they decided on the individual's physician to make determination.

REPRESENTATIVE BARNES: A case worker would still be involved.

040 PAM RUONA, SENIOR AND DISABLED SERVICES DIVISION (SDSD): Discusses fiscal impact.

EDENS: Does not object to including food, transportation, clothing, and medical care.

090 REPRESENTATIVE MEEK: My only concern is to include medical care and transportation.

MELANIE ZERMER: Clarifies "qualified physician".

REPRESENTATIVE BARNES: Suggests receiving opinions from two physicians.

RUONA: We do not have a particular opinion on that but having more than one doctor making a determination would make it more difficult for the qualified individual.

REPRESENTATIVE BARNES: Would feel more comfortable having two unrelated parties make opinions, otherwise we may be subject to fraud and abuse.

CHAIR FORD: The qualified person needs to have a disabling condition.

REPRESENTATIVE BARNES: Really would like a second opinion.

REPRESENTATIVE TAYLOR: The person's condition would easily state if the person was incapable of caring for themselves.

MOTION: REPRESENTATIVE STEIN MOVES ADOPTION OF THE HB 278 1-3 PROPOSED AMENDMENTS INCLUDING THE ORS STIPULATION FROM THE HB 2781-2 PROPOSED AMENDMENTS (PAGE 2, LINE 6).

REPRESENTATIVE MEEK: Discusses adjusted gross income.

REPRESENTATIVE BARNES: Concerned that this will subject the system to abuse. - Agree this is a good concept and will be voting for the motion.

VOTE: THERE BEING NO OBJECTIONS, THE MOTION PASSES.

MOTION: REPRESENTATIVE STEIN MOVES HB 2781, AS AMENDED, TO THE COMMITTEE ON REVENUE AND SCHOOL FINANCE.

VOTE: THERE BEING NO OBJECTIONS, THE MOTION PASSES.

280 CHAIR FORD: Recesses the meeting at 2:00 p.m. - Re-convenes the meeting at 2:15 p.m.

PUBLIC HEARING: HB 3099 - Requires Department of Human Resources to maintain registry of group facilities by address Witness: Representative Kevin Mannix, District 32

290 REPRESENTATIVE KEVIN MANNIX, DISTRICT 32: Testifies in favor of HB 309 9. - Submits and explains HB 3099-1 proposed amendments (EXHIBIT K). - There is a problem of dominization of group homes, don't want to isolate them but want them to be integrated in the community having access to housing, all over the state. - The economic side is that urban areas have economic housing, convenient stores, and bus lines. - We are currently ignoring that they are lacking access to housing in other areas which also having bus lines, convenient stores, and affordable housing.

REPRESENTATIVE STEIN: Concerned about tone in the bill/amendments. - Would like the language to be positive (i.e. state wants diversity in the community and these people are assets to the community).

TAPE 127, SIDE B

MANNIX: Do not want to impose mandate on cities or counties. - The state agency (DHR) has the obligation where funds are being used.

REPRESENTATIVE STEIN: Don't want to mandate either, feel that counties can make these judgements.

MANNIX: Housing funds are partially through state funds.

REPRESENTATIVE BARNES: How will this effect availability of homes?

MANNIX: This modified bill would only gather information; affirmative action plan would cause expenditure. - After we determine where these people are located then we can further look to see if there is a problem and then look into adequate funding needs.

Submitted for the record testimony on HB 3099 from Gayle Gilmour (EXHIBIT M).

PUBLIC HEARING: HB 3060 - Reduces distribution to Children's Trust Fund from gross receipts tax on boxing and wrestling Witness: Representative Ted Calouri, District 7

MELANIE ZERMER: Submits HB 3060-2 proposed amendments (EXHIBIT H), a hand- engrossed version of the proposed amendments (EXHIBIT I), and a fiscal analysis on HB 3060 (EXHIBIT J).

070 REPRESENTATIVE TED CALOURI, DISTRICT 7: Testifies and introduces HB 306 0. - Explains HB 3060-2 proposed amendments (See: Exhibit H). - Submits and explains HB 3060-1 (EXHIBIT O) and HB 3060-3 (EXHIBIT N). - The language in statue needs to be clarified.

REPRESENTATIVE MEEK and CALOURI: Discuss HB 3060-1 proposed amendment.

CHAIR FORD: Why did you choose the July 15 odd number year date for the report to be due?

CALOURI: They then would have completed their budget. - Likes formula in HB 3060-3 amendment.

WORK SESSION: HB 3060 - Reduces distribution to Children's Trust Fund from gross receipts tax on boxing and wrestling

245 MOTION: REPRESENTATIVE MEEK MOVES ADOPTION OF THE HB 306 0-1 PROPOSED AMENDMENTS.

VOTE: THERE BEING NO OBJECTION, THE MOTION PASSES.

MOTION: REPRESENTATIVE MEEK MOVES ADOPTION OF THE HB 306 0-3 PROPOSED AMENDMENTS, CHANGING "\$50,000" to "\$20,000" ON LINE 14, DELETING THE EMERGENCY CLAUSE IN SECTION 2.

VOTE: THERE BEING NO OBJECTION, THE MOTION PASSES.

MOTION: REPRESENTATIVE MEEK MOVES TO RESCIND THE REFERRAL TO REVENUE AND SCHOOL FINANCE.

VOTE: THERE BEING NO OBJECTION, THE MOTION PASSES.

MOTION: REPRESENTATIVE MEEK MOVES HB 3060, AS AMENDED, TO FLOOR WITH A DO PASS RECOMMENDATION.

THE MOTION PASSES 5-0. REPRESENTATIVE BARNES AND REPRESENTATIVE STEIN ARE EXCUSED. REP. CALOURI WILL CARRY HB 3060 TO THE FLOOR.

PUBLIC HEARING: HB 3099 - Requires Department of Human Resources to maintain registry of group facilities by address Witnesses: Jacqueline Zimmer, Citizen Olivia Clark, City of Salem

Betty Hart, City of Salem Gover Simmons, Independent Adult Care Provider Association

290 OLIVIA CLARK, CITY OF SALEM: Testifies in support of the concept of HB 309 9. - Supports amendments (See: Exhibit K). - Supports having a registry. - Yes, there is an imbalance of group homes in the Salem area. - Describes study regarding impact of group homes due to institutions in the area. - This is a complex system, have worked with the county and state on this issue and found there is very little communication within DHR. - Having a registry would make DHRdivisions communicate with each other.

377REPRESENTATIVE MEEK: Don't think we need a law to have a registry compiled; there would be a high cost to implement that.

CLARK: By legislating this, feels that information would be shared. - The City of Salem does not contract to set up group facilities, the county does.

REPRESENTATIVE MEEK: Does the City of Salem provide occupancy permits?

CLARK: Yes.

TAPE 128, SIDE B

REPRESENTATIVE TAYLOR: Not clear what the problem is. Concerned about members of the community not being well served.

CLARK: The City of Salem does have a high concentration of group homes. - Need some effort of dispersal.

031 REPRESENTATIVE MEEK: There is state involvement as far as partial funding, but it is up to the city and county to issue permits.

045 BETTY HART, CITY OF SALEM: Testifies on HB 3099. - Many of the homes in which this special community lives are homes of five or less residents. - Any group of five unrelated people and two staff may live together without meeting residential family zoning laws. - In some cases, there are change of occupancy requirements. - We are pre-empted from making many decisions on group homes because of the federal fair housing law. - Mainstreaming this population is our goal.

100 JACQUELINE ZIMMER, CITIZEN: Submits and reads written testimony on HB 309 9 (EXHIBIT P).

170 GROVER SIMMONS, INDEPENDENT ADULT CARE PROVIDER ASSOCIATION: Testifies in opposition to HB 3099. - Describes an adult foster home in the Reed College area. - We object to quotas. - Thinks it would be hard for the sponsor and supporters of this bill to keep high moral ground if registry took place.

CHAIR FORD: Adjourns the meeting at 3:10 p.m.

Submitted by,

Reviewed by,

Pamela Berger

Melanie Zermer

EXHIBIT LOG: A - HB 2960 - informational packet - staff - 15 pp. B - HB 2781 - amendments - staff - 3 pp. C - HB 2781 - amendments - staff - 1 p. D - HB 2781 - amendments - staff - 3 pp. E - HB 2781 - amendments - staff - 1 p. F - HB 2781 - amendments - staff - 1 p. G - HB 2781 - amendments - staff - 3 pp. H - HB 3060 - amendments - staff - 1 p. I - HB 3060 - amendments - staff - 1 p. J - HB 3060 - amendments - staff - 1 p. K - HB 3099 - amendments - Mannix - 2 pp. L - HB 2781 - revenue and fiscal impact ratio - staff - 2 pp. M - HB 3099 - testimony from Gilmour - staff - 1 p. N - HB 3060 - amendments - Calouri - 1 p. O - HB 3060 - amendments - Calouri - 1 p. P - HB 3099 - testimony - Zimmer - 1 p.