

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 COMMITTEE ON HUMAN RESOURCES

May 20, 1991Hearing Room D 1:00 p.m.Tapes 158 - 160

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

MEASURES CONSIDERED:HB 3218 - Commission for Child Care - wrk SB 462 - Self-sufficiency Trust Fund - paw SB 329 - Authorizes Health Division to establish fees for services related to vital statistics - paw SB 1099 - Directs Department of Human Resources to develop models for client-centered service delivery systems in communities throughout state - paw

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TAPE 158, SIDE A

010 CHAIR FORD: Calls the meeting to order at 1:34 p.m.

WORK SESSION: HB 3218 - Commission for Child Care

REPRESENTATIVE BARNES: Ask unanimous consent to suspend the rules to reconsider the motion to rescind the referral to the Committee on Ways and Means.

There are no objections.

MOTION: REPRESENTATIVE BARNES MOVES TO RESCIND THE REFERRAL TO THE COMMITTEE ON WAYS AND MEANS.

VOTE: THERE BEING NO OBJECTIONS, THE MOTION CARRIES. REPRESENTATIVE MEEK IS EXCUSED.

MOTION: REPRESENTATIVE BARNES MOVES HB 3218, AS AMENDED, TO THE COMMITTEE ON WAYS AND MEANS.

VOTE: THE MOTION PASSES UNANIMOUSLY. REPRESENTATIVE MEEK IS EXCUSED.

PUBLIC HEARING: SB 462 - Self-sufficiency Trust Fund Witnesses: Loren Simmons, Senior and Disabled Services Division Senator Larry Hill, District 21 Kathryn Weit, Association for Retarded Citizens (ARC)

Staff submits SB 462-A4 proposed amendments (EXHIBIT A) and statutes relating to trust funds (EXHIBIT B).

060 LOREN SIMMONS, SENIOR AND DISABLED SERVICES DIVISION (SDSD): Submits and reads written testimony in support of SB 462 (EXHIBIT C). - Explains proposed amendments (See: Exhibit A). - Sees nothing that prohibits an estate from being transferred to a private trust, but would not like those to go to the state because of liquidation problems. - Liquidation of assets would be specified in the trust plan. - Discusses the term "dependent disabled". 124 - Refers to paragraph (3) of written testimony. - Explains "unforeseen hardship", which would be made between trust staff and SDSD staff.

REPRESENTATIVE STEIN: Are we trying to address things that are outside the life care plan?

SIMMONS: Yes.

REPRESENTATIVE STEIN: Not sure if language is clear to that intent.

240 SENATOR LARRY HILL, DISTRICT 21: Testifies in favor of SB 462. - In response to REPRESENTATIVE STEIN, the beneficiary disability trust fund was not designed to give cash donations. - Describes trust funds.

CHAIR FORD: Don't want somebody to lose state services if there are conflicts within the trust.

HILL: Nor do I. The intent is to supplement.

CHAIR FORD: Concerned that this language could jeopardize the income level.

REPRESENTATIVE MEEK: Concerned about incidental ownership.

Discussion on amending the bill to address the incidental ownership concern.

HILL: Clarifies definition of SDSD administrative rules on "unforeseen hardship".

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Continued discussion on amending the bill to address the incidental ownership concern.

130 SIMMONS: Have had several inquiries from several private trusts who

are interested in participating with this trust fund.

REPRESENTATIVE HAYDEN: Not sure if families, who have other children who are not handicapped, are going to want remaining funds going to the state. - Thinks that 25% or 10% residue going to the state would attract more participants.

HILL: In our family, the bulk of my parent's estate (including the family home) was left to my MR/DD brother, nothing to the rest. This is for his security since he will never be able to buy his own home. We are delighted that he has this security. Don't think this will be a deterrent. Think we will see generosity from families. May even see it as a positive benefit to help other disabled citizens. There is a strong bond with disabled citizens and their families with other families in similar situations - there is mutual support. - Most families don't have a lot of assets, this bill is aiming at those who probably have \$40,000-50,000.

REPRESENTATIVE STEIN: If you have a lot of money, you will go to private attorney to set up fancy trust fund. This is for the middle class.

REPRESENTATIVE HAYDEN: Don't think we have many people in Oregon who can forgo the state aid for disabled services. State aid will be a factor for 99% of Oregon families with disabled family members.

280 KATHRYN WEIT, ASSOCIATION FOR RETARDED CITIZENS (ARC): You can set up private trust which will allow you to provide supplementary care and will protect a person's basic benefits (medical benefits, vocational program, etc). A trust could be set up to pay private, for example, dental care. It is expensive to set up a private trust. Can't set up a trust for under \$100,000. ARC does have a trust fund. Family members do want to contribute, even if it's \$4,000. Families, thinking that it is in the best interest, may leave the family home to the disabled family member. But in fact, the first thing that is done is sell the home to prevent losing state aid. - The administration of a trust is the expensive. Banks won't do one for anything under \$100,000.

350 HILL: The trust money is not a fee for service because it does not go to administration, but it is equivalent. It does not pay for the paperwork, it all goes benefits for indigent persons. - If a family is wealthy they may opt for private care, not needing state aid.

Continued discussion on amending the bill to address protection of state aid.

TAPE 158, SIDE B

015 Members decide to draft additional amendments and to re-schedule the work session when those are ready.

WORK SESSION: SB 462 - Self-sufficiency Trust Fund

MOTION: REPRESENTATIVE STEIN MOVES ADOPTION OF THE SB 462 -A4 PROPOSED AMENDMENTS.

VOTE: THERE BEING NO OBJECTIONS, THE MOTION CARRIES.

PUBLIC HEARING: SB 329 - Authorizes Health Division to establish fees for services related to vital statistics Witnesses: Art Keil, Oregon Health Division Bud Johnson, Oregon Health Division

040 ART KEIL, OREGON STATE HEALTH DIVISION: Submits and reads written testimony on SB 329 (EXHIBIT D). - Explains cap for birth certificate. - Expect birth certificate fees to be increased to \$13.

115 BUD JOHNSON, OREGON HEALTH DIVISION: The last time birth certificate fees were raised, was in July 1990 - from \$8. to \$10. The time before was three years ago. \$10.00 was the cap.

WORK SESSION: SB 329 - Authorizes Health Division to establish fees for services related to vital statistics

MOTION: REPRESENTATIVE BARNES MOVES SB 329 TO THE COMMITTEE ON WAYS AND MEANS WITH A DO PASS RECOMMENDATION.

VOTE: THE MOTION PASSES 6-1. REPRESENTATIVE BARNES, REPRESENTATIVE MEEK, REPRESENTATIVE RIJKEN, REPRESENTATIVE STEIN, REPRESENTATIVE TAYLOR, AND CHAIR FORD VOTES AYE. REPRESENTATIVE HAYDEN VOTES NO.

PUBLIC HEARING: SB 1099 - Directs Department of Human Resources to develop models for client-centered service delivery systems in communities throughout state Witnesses: Rep. Beverly Stein, District 14 Coralee Fries, Klamath Education Partnerships Vickie Gates, DHR Rep. Bob Pickard, District 54

Staff submits SB 1099-A3 proposed amendments (EXHIBIT E), a report on Human

Investment Strategy -- Family-Centered Service Systems -- Sample Projects (EXHIBIT F), and an article relating to a San Diego school based program to help families (EXHIBIT G).

REP. BEVERLY STEIN, DISTRICT 14: Testifies in favor of SB 1099. - Submits and explains an investment strategy legislative package (EXHIBIT H). - Explains the proposed amendments (See: Exhibit E). - Since we are not asking for funds, we are asking that communities who want to participate, to join in the human investment strategy.

REPRESENTATIVE HAYDEN: None of your bills require funding?

REPRESENTATIVE STEIN: The partner for Human Investment bill does, the others don't. - Discusses report (See: Exhibit F).

300 REP. BOB PICKARD, DISTRICT 54: Testifies in favor of SB 1099. - The client is the obvious winner in this strategy. - Feels that empowering human resource area workers will directly benefit society. - This will bring a new focus.

380 CORALEE FRIES, KLAMATH EDUCATION PARTNERSHIPS: Submits and reads written testimony and an informational packet in favor of SB 1099

(EXHIBIT I) and a proposal from the Klamath Education Partnership In-Take Center (EXHIBIT J). - Praises the idea of a "one stop shopping center" for human services. - Convinced that client-centered service delivery systems in communities is the answer to the future.

169 REPRESENTATIVE STEIN: Do you envision cross training workers or doing it in teams?

FRIES: Envision an advisory council selected by public agencies, judicial system, and others. Schools would be the key in monitoring. Each agency must be able to maintain some autonomy, due to federal requirement to receive funding. - The client would help make decisions, therefore would be self-empowered.

190 VICKIE GATES, DEPARTMENT OF HUMAN RESOURCES (DHR): Submits and reads written testimony on SB 1099 (EXHIBIT K). - It is long hard process to make changes within the system. - As we see fewer services available, the more we need to work together, especially in smaller communities.

307 REPRESENTATIVE STEIN: Acknowledges DHR involvement in human investment proposal. We are one of three states selected by a private corporation in order to do some state services evaluations. Would be nice to have additional resources, but the reality is, that it is not there.

CHAIR FORD: In light of family orientated services, surprised to see cuts in family support services to keep MR/DD family members at home.

GATES: We have maintained our commitment to family support projects.

REPRESENTATIVE HAYDEN: Exciting to hear all these new idea. Does your department know where we are going and what we are doing? Does your department agree with these new concepts? You said that it is going to be hard and going to cost to make significant changes in the system.

GATES: It is important to provide better coordination of services. Timing, in making changes, makes a lot of difference. It is difficult to look at the benchmarks when significant cuts are being made in administration. Effort is important. We need to evaluate outcomes. We need to talk to the public about what tangible difference were made (i.e. did we protect the child?), and about concrete outcomes. - Discusses Measure 5. - Discusses the high number of children dropping out of school and in poverty.

TAPE 160, SIDE A

040 REPRESENTATIVE HAYDEN: Why are you just now talking of coordinating and improving services?

GATES: We have been moving towards improving coordination during the past four year. - Discusses history of DHR.

REPRESENTATIVE BARNES: There is a need to make change, concerned about making people more dependent on the system. We need to make them self-sufficient and accountable.

CHAIR FORD: The value system also needs to be changed.

090 GATES: It is critical to reach self sufficiency, which may not mean complete independent (i.e. may receive some state assistance such as day care or medical, but the parents are working).

WORK SESSION: SB 1099-A Directs Department of Human Resources to develop models for client-centered service delivery systems in communities throughout state

140 MOTION: REPRESENTATIVE STEIN MOVES ADOPTION OF THE 1099- A3 PROPOSED AMENDMENTS.

VOTE: THERE BEING NO OBJECTIONS, THE MOTION CARRIES.

MOTION: REPRESENTATIVE STEIN MOVES WHEREVER "FAMILY CENTERED" APPEARS IN THE BILL TO INSERT "AND CLIENT".

VOTE: THERE BEING NO OBJECTIONS, THE MOTION CARRIES.

MOTION: REPRESENTATIVE STEIN MOVES 1099, AS AMENDED, TO THE FLOOR WITH A DO PASS RECOMMENDATION.

VOTE: THE MOTION PASSES UNANIMOUSLY. REPRESENTATIVE STEIN WILL CARRY SB 1099 TO THE FLOOR.

202 CHAIR FORD: Adjourns the meeting at 3:44 p.m.

Submitted by,

Reviewed by,

Pamela Berger

Melanie Zermer

EXHIBIT LOG: A - SB 462 - proposed amendments - staff - 4 pp. B - SB 462 - statutes - staff - 1 p. C - SB 462 - testimony - Simmons - 1 p. D - SB 329 - testimony - Keil - 1 p. E - SB 1099 - proposed amendments - staff - 8 pp. F - SB 1099 - report - staff - 4 pp. G - SB 1099 - article - staff - 2 pp. H - SB 1099 - legislative packet - Stein - 1 p. I - SB 1099 - testimony/informational packet - Fries - 22 pp. J - SB 1099 - proposal - Fries - 60 pp. K - SB 1099 - testimony - Gates - 2 pp.