

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.

SENATE COMMITTEE ON HUMAN RESOURCES

Wednesday February 20, 1991 Hearing Room A 3:15 p.m. Tapes 28 - 29

MEMBERS PRESENT: Senator Bill McCoy, Chair Senator Cliff Trow, Vice-Chair Senator Shirley Gold Senator Bill Kennemer Senator Paul Phillips

STAFF PRESENT: Janice J. Fiegner, Committee Administrator Mike Meriwether, Research Assistant Apryl Poff, Committee Assistant, Senate Telecommunications and Consumer Affairs Andra Woodrum, Page

MEASURES CONSIDERED: SB 86 Expiration date for dietitian licenses. SB 179 Occupational therapist civil penalties. SB 180 Membership of Occupational Therapy Licensing Board. SB 88 Abolishes VISTO program. SB 329 Vital statistics fees. SB 139 Health practitioners' address change.

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TAPE 28, SIDE A

006 CHAIR MCCOY: Calls the meeting to order at 3:20 p.m.

010 SB 86, PUBLIC HEARING Witnesses: Peggy Smith, Board of Examiners of Licensed Dietitians.

011 PEGGY SMITH: Submits and summarizes written testimony in favor to SB 86 (EXHIBIT A). When the statute was written in 1989, the language of ORS 691.465 specified that licenses be issued for two years, and the renewal provision also states that licenses shall be issued for two years. The issuance of licenses and renewal of licenses with varied expiration dates would require unnecessary duplication and tracking of licensure status, sending renewal notices every week, and delay the licensure process. We believe it was the intent of the legislature, and the sponsors of the licensure bill, that licenses have uniform expiration dates. The board requests an amendment to SB 86 on line 16 (See Exhibit A).

034 SENATOR KENNEMER: How many people have elected to be licensed under your board?

037 PEGGY SMITH: We currently have 240 complete and an additional 10 to 12 in the process.

051 CHAIR MCCOY: Closes hearing on SB 86.

053 SB 86 WORK SESSION

MOTION: Senator Trow moves to adopt the amendment on line 16.

VOTE: There being no objections it is so ordered.

070 MOTION: Senator Trow moves to adopt SB 86 as amended with a Do Pass

recommendation, and request to remove subsequent referral to Ways and Means.

084 VOTE: In a roll call vote, the motion carries with all members voting AYE. (Senator Phillips arrived late but asked for his vote to reflect AYE).

093 SB 179 OCCUPATIONAL THERAPY CIVIL PENALTIES, PUBLIC HEARING AND WORK SESSION. Witnesses: Charlotte Maloney, Occupational Therapy Licensing Board.

098 CHARLOTTE MALONEY: Submits and summarizes written testimony with amendments in favor of SB 179 (EXHIBIT B). The Board is requesting SB 179 so that we may have power to impose civil penalties for persons found in violation of ORS 675.210-340. The board has found that its present authority to revoke, suspend or deny a license is inadequate to protect the occupational therapy consumers in Oregon. The reason the board needs this authority is to provide another option when confronting violations of the statutes protecting consumers from inadequately trained individuals practicing occupational therapy. We also ask you to support the amendment, page two line 15 to change the language to "However, the penalty shall not exceed \$1500 for each violation."

165 SENATOR TROW: Was this proposal discussed as part of the budget?

167 CHARLOTTE MALONEY: I was not present at the budget hearings, but my understanding is that this issue wasn't discussed.

170 SENATOR TROW: Does a large part of your budget go to the Attorney General?

173 CHARLOTTE MALONEY: No. Only a very small percentage.

202 SENATOR KENNEMER: How did you arrive at the \$1500 figure?

203 CHARLOTTE MALONEY: We compared this figure to other licensing statutes.

235 MOTION: Senator Trow moves to adopt the amendment on line 1 second page.

VOTE: There being no objections it is so ordered.

242 MOTION: Senator Trow moves to send SB 179 as amended to Judiciary committee with a Do Pass recommendation.

VOTE: In a roll call vote, the motion carries with all members voting AYE.

256 SB 180 MEMBERSHIP OF OCCUPATIONAL THERAPY LICENSING BOARD, PUBLIC HEARING. Witnesses: Sue Nelson, Occupational Therapy Licensing Board.

264 SUE NELSON: Submits and summarizes written testimony in favor of SB 180 (EXHIBIT C). With the increase in health care services, the number of licensees has increased by almost 11% per year, the office position is currently at .8 full time employee, and as of February 1, 1991, there were 795 persons licensed by this board. Two additional members are needed because of the changes in health care and medical technology that require advanced expertise and resources in deliberating the concerns brought to the board. The board is requesting two additional professional members so that expertise is available from more areas and representing services in a more diversified and complex health care system.

395 CHAIR MCCOY: Closes hearing on SB 180.

400 SB 88 ABOLISHES VISTO PROGRAM, PUBLIC HEARING. Witnesses: Doug Collins, Deputy Director of Oregon State Scholarship Commission. Jim Buyer, Director of Grant Programs.

411 DOUG COLLINS: Volunteers in Service to Oregon (VISTO) is a program that provides funding through lottery funds to students ages 16-19 who are interested in doing volunteer work with social service agencies. For every eight hours of work, students would receive a \$25 voucher which they could use when they went to college. SB 88 does two things. It clarifies the definition of eligible social service activities that a student can be involved in to be eligible for the program. The second thing this provides is that if there are certain changes in the U.S. Internal Revenue Code that redefine volunteers as employees of the Scholarship Commission under this legislation, then the program will be repealed.

TAPE 29 SIDE A

038 SENATOR TROW: What is the track record of this program?

040 JIM BUYER: It seemed like there was a lot of interest to begin with, but to date we have only vouchered about \$30,000 out of an available \$324,000.

066 CHAIR MCCOY: How well was this program advertised?

068 DOUG COLLINS: I believe that it was handled pretty well on the part of the county agencies.

109 CHAIR MCCOY: Closes hearing on SB 88.

110 WORK SESSION ON SB 88.

MOTION: Senator Trow moves that SB 88 be sent to Ways and Means with a Do Pass recommendation.

VOTE: In a roll call vote the motion carries with all members voting AYE.

133 SB 329, PUBLIC HEARING. Witnesses: Mike Skeels, Administrator of the Health Division. Jan Dean, Executive Department.

136 MIKE SKEELS: Submits and summarizes written testimony and amendment in favor of SB 329 (EXHIBIT D). Addresses three issues in the bill: the manner in which vital records fees are set, the removal of an outdated requirement involving abstracts, and the latitude of the division in using vital records fees which are collected. First, we strongly favor having the fees set by the appropriate legislative body rather than having a statutory cap and setting the fees by administrative rule. A second proposed change is to delete unnecessary paper-work maintained by local health departments, specifically the preparation and storage of birth and death certificate abstracts. Finally, we are proposing an amendment which is crucial for the operation of our division during the next biennium.

176 SENATOR GOLD: Are you now placing the information on computers?

178 MIKE SKEELS: Yes. We have a computerized system that is available state-wide.

179 SENATOR GOLD: If we went ahead with the abstract, the piece of paper would no longer be necessary, but there would be nothing in the law that would replace it?

190 MIKE SKEELS: There are very explicit requirements on how records must be kept and what format. All the information must be kept, the abstract was a means of indexing.

220 JAN DEAN: The governor supports this bill and the proposed amendments. With the revenue that the vital records fee increase would provide, we plan to replace or reduce general support for these programs.

381 MOTION: Senator Trow moves to adopt the proposed amendments.

450 SENATOR TROW: Withdraws motion to amend.

453 CHAIR MCCOY: The committee will further discuss this bill at a future hearing.

465 CHAIR MCCOY: Closes hearing on SB 329.

469 SB 139, WORK SESSION.

488 MOTION: Senator Kennemer moves the -1 amendments.

TAPE 28 SIDE B

VOTE: There being no objections it is so ordered.

042 MOTION: Senator Phillips moves SB 139 as amended with a Do Pass recommendation and asks that the Judiciary referral be rescinded.

VOTE: In a roll call vote the motion passed with all members voting AYE.

051 SENATOR PHILLIPS: Asks that he be given the opportunity to register his vote as AYE on SB 86.

058 CHAIR MCCOY: Adjourns hearing at 4:40.

Submitted by:

Reviewed by:

Apryl Poff
Assistant

Committee Administrator

Janice Fiegenger Committee

EXHIBIT LOG: A - Written testimony and hand engrossed amendment submitted by Peggy Smith, 2 page. B - Written testimony submitted by Charlotte Maloney, 2 pages. C - Written testimony submitted by Sue Nelson, 3 pages. D - Written testimony submitted by Mike Skeels, 4 pages.