

JOYCE E. COHEN
CLACKAMAS AND WASHINGTON COUNTIES
DISTRICT 13

REPLY TO ADDRESS INDICATED:

- Senate Chamber
Salem, OR 97310
- PO Box 385
Lake Oswego, OR 97034



OREGON STATE SENATE
SALEM, OREGON
97310

COMMITTEES

Chairperson:
Judiciary

Vice-Chairperson:
Trade & Economic Development
Health Insurance & Bio-ethics

Member:
Business, Housing & Finance
Rules

April 9, 1991

Ms. Jerralynn Ness, Chair
Wash. Co. Human Services Coalition
c/o 451 S. 1st St., Suite 700
Hillsboro, OR 97123

Dear ~~Ms. Ness.~~ *Jerralynn*

Thanks for your letter regarding SB 833. I will give careful attention to your concerns while this legislation is under consideration.

Again, thanks for your input.

Sincerely,

Joyce
Joyce Cohen
Senate District 13

JC:sh/ness.91

JACQUELINE TAYLOR
CLATSOP AND PORTIONS OF RURAL
COLUMBIA AND WASHINGTON COUNTIES
DISTRICT 2

REPLY TO ADDRESS INDICATED:

- House of Representatives
Salem, OR 97310
 1324 Miller Lane
Astoria, OR 97103



HOUSE OF REPRESENTATIVES
SALEM, OREGON
97310

COMMITTEES
Member:
House Human Resources
House Transportation

April 5, 1991

Jerralynn Ness, Chair
Washington County Human Services Coalition
c/o 451 S. 1st Street, Suite 700
Hillsboro, Oregon 97123

Dear Ms. Ness:

Your letter regarding SB 833 is much appreciated. I share your concern for the provision of maternity services.

I will be following this bill with interest and am glad to have your letter filed with the bill -- especially the point about comprehensive care preventing litigation.

Again, thank you for writing.

Sincerely,

Jacqueline Taylor
State Representative
District 2

CEDRIC L. HAYDEN
EASTERN PORTIONS OF
CLACKAMAS, LANE, LINN,
AND MARION COUNTIES
DISTRICT 38



COMMITTEES
Chairman:
Transportation
Member:
Trade & Economic Development
Human Resources

REPLY TO ADDRESS INDICATED:

- House of Representatives
Salem, OR 97310
- 46300 Big Fall Creek Road
Fall Creek, OR 97438

HOUSE OF REPRESENTATIVES
ASSISTANT MAJORITY LEADER

March 6, 1991

Jerralynn Ness, Chair
Washington County Human Services Coalition
c/o 451 S. 1st Street, Suite 700
Hillsboro, OR 97123

Dear Jerralynn:

Thank you for your letter and good information about SB 833 and the impact on maternity care this legislation could have. Your concern for the QUALITY of maternity care is very important, and I will use this information as this issue is debated during the Legislative Session.

I appreciate your taking time to address these concerns, and I look forward to hearing from you again when you have questions or comments about Legislation.

Best regards,

CEDRIC L. HAYDEN

CLH:gw

BOB SHOEMAKER
MULTNOMAH AND WASHINGTON COUNTIES
DISTRICT 3



COMMITTEES
Chairperson:
Health Insurance and Bio-ethics
Member:
Labor
Judiciary
Telecommunications and
Consumer Affairs

REPLY TO ADDRESS INDICATED:

- Senate Chamber
Salem, OR 97310
 4837 West Burnside Road
Portland, OR 97210

OREGON STATE SENATE
SALEM, OREGON
97310

March 5, 1991

Jeralynn Ness
Washington County Human Services Coalition
c/o 451 S 1st St, Suite 700
Hillsboro, OR 97123

Dear Jeralynn:

Thank you for your letter of support for Senate Bill 833. You will be pleased to know that I am the chief sponsor of the bill. I agree wholeheartedly that prenatal care must be made more readily available, and that we need to take a community-based approach to providing maternity care.

I look forward to your support on this bill and hope you will feel free to contact me if you have questions or comments.

Sincerely,

Bob Shoemaker

RCS/rg

P.S. I hope you will testify in favor of the bill at its hearings. We will let you know when those occur.



JOHN E. MEEK
WASHINGTON COUNTY
DISTRICT 5



COMMITTEES
Member:
Agriculture, Forestry and
Natural Resources
Intergovernmental Affairs
Human Resources

REPLY TO ADDRESS INDICATED:

- House of Representatives
Salem, OR 97310
 713 NW Queens Court
Hillsboro, OR 97124

HOUSE OF REPRESENTATIVES
SALEM, OREGON
97310

March 6, 1991

Jerralyn Ness, Chair
Washington County Human
Services Coalition
451 S. 1st #700
Hillsboro, OR 97123

Dear Ms. Ness:

Thank you for your letter regarding the support of SB 833. I appreciate your sincere concern for women who are unable to receive quality and comprehensive maternity care.

I, too, share your feelings and will make a concerted effort to ensure that the same indifference to those less fortunate does not happen in the future. I will definitely support SB 833 and I thank you for your support of this bill.

During this fiscally unstable time in the Legislature, extra care must be devoted to this segment of the population to make sure they don't slip through the cracks of Measure 5. I hope people like you can prevent this from happening.

Again, thank you for your letter and concern for this important and delicate issue.

Sincerely,

John Meek
State Representative
District 5

JEM/sb

LES AuCOIN
1ST DISTRICT, OREGON



CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES
WASHINGTON, DC 20515

March 5, 1991

Jerralynn Ness, Chair
Washington County Human Services Coalition
451 South First Avenue, Suite 700
Hillsboro, OR 97123

Dear Jerralynn:

Thank you for contacting me regarding President Bush's 1992 budget proposal to combat infant mortality.

However well-intentioned the President may be, his proposals to combat infant mortality in this country are misguided. He tried to fund the program this year at the expense of the community health clinics and the Maternal and Child Health block grant.

But I am delighted to report that the House Appropriations Committee this week rejected that proposal. Instead, the Committee agreed to provide \$25 million in new supplemental funding to begin the initiative to combat infant mortality, thus preserving the 1991 budgets of community clinics across the country. The Committee also stated the desire for new infant mortality initiatives to include rural areas.

The question still remains how to fund The President's initiative in the 1992 budget. I have joined several of my colleagues in writing to Secretary Louis Sullivan of the Department of Health and Human Services urging him not to jeopardize the Community and Migrant Health Centers and the Maternal and Child Block Grant funds. This fight will continue in the coming months and I intend to be very involved. Infant and maternal health programs are very important to me.

Thank you again for your concern. Please feel free to contact me again regarding this or any other matter.

With warm regards,

Sincerely,


LES AuCOIN
Member of Congress

LA/jb

JOYCE E. COHEN
CLACKAMAS AND WASHINGTON COUNTIES
DISTRICT 13

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April 9, 1991

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Again, thanks for your input.

Sincerely,

Joyce
Joyce Cohen
Senate District 13

JC:sh/ness.91

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CLATSOP AND PORTIONS OF RURAL
COLUMBIA AND WASHINGTON COUNTIES
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COMMITTEES
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HOUSE OF REPRESENTATIVES
SALEM, OREGON
97310

April 5, 1991

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Washington County Human Services Coalition
c/o 451 S. 1st Street, Suite 700
Hillsboro, Oregon 97123

Dear Ms. Ness:

Your letter regarding SB 833 is much appreciated. I share your concern for the provision of maternity services.

I will be following this bill with interest and am glad to have your letter filed with the bill -- especially the point about comprehensive care preventing litigation.

Again, thank you for writing.

Sincerely,

Jacqueline Taylor
State Representative
District 2

TESTIMONY: SB833

DATE: March 19, 1991

TO: Senator Shoemaker, Chair
Senate Insurance & Bioethics Committee Members

FROM: Jerralynn Ness, Chair 648-6646
Washington County Human Services Coalition



Senator Shoemaker, members of the Committee, thank you for this opportunity to speak in support of SB833. My name is Jerralynn Ness and I am testifying on behalf of the Washington County Human Services Coalition, which I serve as chair.

The Washington County Human Services Coalition is comprised of individuals and organization representatives who are concerned about human needs in Washington county and access to human services. Every day our members deal with the ramifications of women lacking access to maternity care and other essential services. We recognize, as the drafters of this bill have also recognized, that maternity care improves health and is one of the best ways to eliminate barriers for future generations to achieve their full potential. Assuring access to maternity care for all women, regardless of economic, cultural, or geographic barriers, will not only immediately improve the health status and future options for the unborn child, but will also decrease the future demand for the multitude of support services that are often required when maternity care was not obtained.

In Washington County, like many communities in Oregon, access to maternity care for low income women has been a significant problem that continues to grow. These women end up delivering their babies, without the benefit of prenatal care, in publicly funded institutions that are subject to state liability

limitations ~~argument~~ or in emergency rooms where the cost is then shifted to the rest of the health care system. The option that underserved women do not have, is access to comprehensive prenatal, delivery and postpartum care. Until we can remove the barriers to access to maternity care for underserved women the liability limitations ^{argument} becomes academic.

The Washington County Human Services Coalition believes SB833 will provide a method of certifying quality, comprehensive maternity care access programs which will remove barriers to access and respond to the needs of underserved populations. We urge your passage of this bill.

Thank you.

WASHINGTON COUNTY HUMAN SERVICES COALITION
c/o 451 S. 1st Street, Suite 700
Hillsboro, OR 97123

March 4, 1991

Mr. John Meek
Representative
State Capitol
Salem, Oregon 97310

Re: SB 833


Dear Representative Meek:

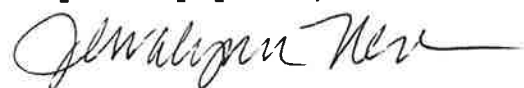
The Washington County Human Services Coalition believes that all residents of Oregon are entitled to equitable access to an adequate level of health care without excessive barriers or burdens. We urge your support of SB 833 because it will help to solve some of the access problems and barriers being experienced by women seeking maternity services. Specifically, we support the provisions of comprehensive maternity services which addresses the present, fragmented approach where women have access to prenatal services at county health departments but have few options for the delivery of their babies. This bill recognizes that providers need to take a comprehensive community based approach to providing maternity services. We believe that community acceptance of responsibility for assuring provision of maternity services is the only way to solve the current access problems.

We also believe that the enhanced access to maternity care that would result from SB 833 outweighs the limitations on the right of all women served by community-based maternity care programs to sue. Some argue that maintaining the right of all people to sue hospitals, community clinics and providers is a guarantee of access to quality health services. However, all the money in the world cannot restore the handicaps and disabilities which are caused when services are not available. Study after study shows that maternity care is an area where consistent, comprehensive care will prevent the kind of problems that give rise to litigation.

This bill will provide a method of certifying quality, comprehensive maternity care access programs which respond to the needs of underserved populations. We urge your support of SB 833.

Thank you for your consideration of our views.

Very truly yours,



Jerralynn Ness, Chair
Washington County Human Services Coalition


JN:ns

WASHINGTON COUNTY HUMAN SERVICES COALITION
c/o 451 S. 1st Street, Suite 700
Hillsboro, OR 97123

March 4, 1991

Mr. John Meek
Representative
State Capitol
Salem, Oregon 97310

Re: SB 833


Dear Representative Meek:

The Washington County Human Services Coalition believes that all residents of Oregon are entitled to equitable access to an adequate level of health care without excessive barriers or burdens. We urge your support of SB 833 because it will help to solve some of the access problems and barriers being experienced by women seeking maternity services. Specifically, we support the provisions of comprehensive maternity services which addresses the present, fragmented approach where women have access to prenatal services at county health departments but have few options for the delivery of their babies. This bill recognizes that providers need to take a comprehensive community based approach to providing maternity services. We believe that community acceptance of responsibility for assuring provision of maternity services is the only way to solve the current access problems.

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This bill will provide a method of certifying quality, comprehensive maternity care access programs which respond to the needs of underserved populations. We urge your support of SB 833.

Thank you for your consideration of our views.

Very truly yours,



Jerralynn Ness, Chair
Washington County Human Services Coalition

JN:ns

Members of the legislature to receive support letter for SB
833:

Senator Bob Shoemaker
Senator Joyce Cohen
Senator Jeanette Hamby
Senator Lynn Hannon
Senator Frank Roberts
Representative Mary Alice Ford
Representative Beverly Stein
Representative Jerry Barnes
Representative Cedric Hayden
Representative John Meek
Representative Hedy Rijken
Representative Jack Taylor

Our lobbyist tell me all letters should be address to the
above, in the following format:

The Honorable Bob Shoemaker
State Senator
State Capitol
Salem, Oregon 97310

Also, a letter of support to HISCO would be much appreciated.

LC 2780
WORK COPY
1/28/91 (KB/dc)

DRAFT

SUMMARY

Allows hospitals, local board of health, or nonprofit clinics providing maternity care to create Maternity Care Access Programs. Requires Health Division by rule to establish standards for certification of such programs to provide prenatal, delivery and postpartum care to underserved populations. Allows use of physicians, nurses and other medical personnel to provide maternity care. Provides that liability of such persons and hospitals, nonprofit clinics providing maternity care or local boards of health that supply perinatal care under such programs shall not exceed that applicable to public bodies under the State Tort Claims Act.

Declares emergency, effective July 1, 1991.

A BILL FOR AN ACT

1
2 Relating to insurance maternity care; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** The Legislative Assembly finds and declares that:

5 (1) Maternity care is the cornerstone of health care delivery in the state.
6 It provides a proven, cost-effective foundation for improving the health of
7 all Oregonians, and a healthy start in life allows our future citizens to
8 achieve their full potential.

9 (2) Although great strides have been made to improve maternity care,
10 barriers to such care continue to exist as indicated by high rates of inade-
11 quate prenatal care and lack of coordination between prenatal and delivery
12 services.

13 (3) A significant barrier to maternity care access is the inability of many
14 private health care providers to obtain satisfactory insurance coverage.

15 (4) Individual communities have unique combinations of barriers and re-
16 sources. Planning and solutions must be developed at the local level when-
17 ever possible consistent with the stat guidelines and standards.

18 (5) It is the policy of this state to allow the creation of Maternity Care

1 Access Programs and limit the liability of physicians, nurses and other
2 medical personnel, and hospitals, nonprofit clinics providing maternity care
3 or local boards of health that supply maternity care under such programs.

4 **SECTION 2.** Sections 3 to 5 of this Act are added to and made a part
5 of ORS chapter 442.

6 **SECTION 3.** For the purposes of sections 4 and 5 of this 1991 Act:

7 (1) "Division" means the Health Division.

8 (2) "Hospital" has the meaning given in ORS 442.015.

9 (3) "Local board of health" means a body established pursuant to ORS
10 431.405 to 431.510.

11 (4) "Perinatal care" means medical and remedial care and services that
12 constitute medical assistance as defined in ORS 414.025 which are delivered
13 during the period from conception through the first month after birth.

14 (5) "Nurse practitioner" means a nurse practitioner as defined in ORS
15 678.010 who has been licensed under the provisions of ORS chapter 678.

16 (6) "Physician" means a person who holds a degree of Doctor of Medicine
17 or Doctor of Osteopathy who has been licensed to practice medicine in this
18 state pursuant to ORS chapter 677.

19 (7) "Physician's assistant" has that meaning given in ORS 677.495.

20 (8) "Program" means a Maternity Care Access Program created under
21 section 4 of this 1991 Act.

22 (9) "Underserved populations" refers to women living in an area of the
23 state where there are financial, geographic, cultural or other barriers to
24 maternity care for a substantial part of the population.

25 **SECTION 4.** (1) Any hospital, local board of health, or nonprofit clinic
26 providing maternity care may create a Maternity Care Access Program and
27 may apply for certification to operate that program by filing with the Health
28 Division an application in a form prescribed by the division.

29 (2) The division shall by rule establish standards for the certification of
30 Maternity Care Access Programs. These standards shall include, at a mini-
31 mum, the following requirements:

1 (a) Assurance of a continuum of comprehensive prenatal, delivery and
2 postpartum care; and

3 (b) Assurance of quality of care.

4 (3) A program certified by the division under this section shall be limited
5 to providing prenatal, delivery and postpartum care to underserved popu-
6 lations. Such care may be provided by hospitals, clinics, physicians, physi-
7 cian's assistants, nurse practitioners and other medical personnel
8 participating in the program.

9 (4) A program may provide maternity care at the hospital or clinic that
10 created the program and at such other places designated in the program
11 certification application.

12 **SECTION 5.** All claims and causes of action arising out of the provision
13 of perinatal care under a program created pursuant to section 4 of this 1991
14 Act shall be subject to the liability limitations of ORS 30.270 applicable to
15 any public body or its officers, employees or agents acting within the scope
16 of their employment or duties.

17