

Oregon WINGS General Meeting Minutes

Wednesday June 12, 2019

Oregon Judicial Department
Juvenile & Family Court Programs Division
1133 Chemeketa St NE, Salem, OR 97301

Attendees: Lauren Holland, Katherine Tennyson, Jerry Cohen, Bryan Marsh, Leola McKenzie, Valerie Eames, Paula Boga, Chris Rosin, Channa Newell, Victoria Blachly, Christian Hale, Sherry Stock, Marc Kochanski, Emily Braman, Jan Freidman, Allison Enriquez, Mark Sanford, Melissa Dablow, Sarah Rogers, Jordan Killian, Matt Shields, Mary Yeager, Theresa Hollis, Kimberly Herrmann, Debra Spear.

Introductions

Judge Holland

Called to order 9:00 AM

Consent Calendar

Approved Minutes March 13, 2019

Legislative Update

Channa Newell, Chris Rosin, Bryan Marsh

- Legislature concluding by 6/30/19
 - Enacted: HB 2524 Re: Ombudsman, requires presentation of information about Ombudsman-emergency clause
 - HB 2601 – Guardianship Bill, giving more protection to protected persons. Effective in January.
 - HB 3413 – Ombudsman able to hire 10 deputies, additional 3 from 7 current.
 - SB 19- Modifies definition of disability. Third reading in house now
 - SB 31- Gained broad support after amendment. High Risk Team development at County level to keep people from falling through the cracks. Legal standard of when confidential information can be shared, which is consistent with HIPPA.
 - SB 35- Funding for campus resource officers
 - SB- 178 – Bill enacted, allows authorized rep to elect Hospice treatment.
 - SB- 376 Protected person must be notified when Guardian is appointed
 - This will change what is required to be in the Guardian report, there will be a new form eventually.
 - SB 682- sitting in ways and means, pilot program- lobbying effort is underway, but it seems unlikely to pass.
 - 683, went into 2601
 - SB 729 EPPDAPA exclusion of certain residents from long term care facilities, effective January 1,
 - SB 973- Pilot Program with Behavioral Health, high risk teens- emergency clause, and funding!
 - HB 2600 – Disease outbreaks in congregate care, much debate and discussion. Many amendments.
 - SB 30- no go
 - SB 681- in Rules Committee- supported decision making, many perspectives have presented arguments against it, after issues are addressed it may be able to come back next session.
 - HB 3000- change Medicaid eligibility – payments to professional guardians would be deducted before counting income, but it did not pass as it was too expensive.
 - SB 891- no go
-

-
- Short Session Bills must be concise and polished.
-

Grant Update and Budget

Bryan Marsh

- Extension ends at the end of the June, asked for an extension, ABA was unable extend due to their own deadline for report submission.
-

PR Project

Theresa Hollis

- The person found to do the website for a reasonable price was unable to do it before the end of June
 - JFCPD will do the work in house, and use the grant to pay for staff time. Theresa Hollis will provide content. The first draft will be placed online with the structure, and some of the content can be edited.
 - Mark Sandford reported the video production, found great person to speak about guardianship, the video didn't really come across well, seems to be a reason they hire a professional to get message across in one minute- capturing the importance of planning, and that it can happen at any age, and that planning allows you to be a family member at a difficult time instead of having to make decisions. Considering using an animated video that is scripted. Looking to have something to show by the next meeting. Developing distribution mechanism.
-

Train the Trainer

Bryan Marsh

- Training Pilot June 25th
 - Power point feedback from the larger group, assigned parts for presentation of the pilot. Will be a run through the training and get feedback so it will be ready to go to professional trainers throughout the state.
 - 6/25- 9-1:30 Lunch, 9-12 training 12-1:30 feedback during lunch.
 - Please register! Only 10 registered so far, send someone from your office if you can't get there. Mileage, lodging funding available.
 - Feedback, there will be specific questions to obtain feedback that will be useful
 - What did you learn, what are you taking back, what would you do differently? After each segment.
 - Will also put together a survey monkey to go out to the group after the fact.
-

Update on Data and Business Process Workgroup

Conor Wall, JFCPD Data Analyst

- Data efforts of other groups/stakeholders
 - Presentation of Data Dash board
 - Phase 1: Open Cases, Timeliness of Judgement, Assets held in Conservatorship
 - Phase 2: Annual Guardian Report and Accounting Filing, Objections and Hearings
 - Phase 3: Court Visitors, Average Length of Guardianship, Conservatorship or both, Professional vs. Non-professional guardians and conservators, basis for protective proceeding, number of protected persons, number over 65 years of age.
 - Displayed Data from Phase 1 reports. Specifically how many people in guardianship or conservatorship cases that are self represented.
 - Also tracking Mediation in Domestic Relations cases.
 - Open Cases in Protective Proceedings- shows total divided by adult/minors. Some case types from older cases from old system have not been updated, working with court staff to get the unknown's
-

updated. If the case is open- it will be marked by age of person currently, not at beginning. (as minor's age)

- The data is showing that we have many open cases but and not all are being monitored, there must be an accounting every year, at least one document submitted and reviewed every year. Sent a list to courts, some without activity for 18 months. Some should have been closed. Courts are working on processes to clean up cases and develop a system to monitor cases.
- Chris Rosin, suggested data tracking, where there is an objection, track time from filing to appointment of attorney. Emergency petitions have been used in case of delay. When you are 6 months passed statute, you are already operating outside the statute, but this data might help explain why.
- Data point for the future what percentage are professional vs. le fiduciaries.

Roundtable Discussion of Trends and Issues

- Should we expand our membership to ensure that we are reaching the diversity within the state? Organizations that represent groups that are not represented in guardianship proceedings: Urban League, Immigration Refugee Community Organization, self advocates, Warm Springs tribe, invite Tribal Court State Court Forum. Pass ideas to Bryan Marsh.
- Chapter 127 Healthcare representative, hospitals have a problem when there are patients that do not have decision makers when person no longer lives in facility, limited guardianship could work. Public Guardians: there is simply not enough, hospital cannot safely discharge people that have no support. Judge Tennyson would like to work on providing solutions to the situation to develop a process to protect the person, possibly develop a work group on the issue including hospitals. Self advocacy coalition,
- Minnesota Bill recently signed into law. Sets out rights of persons living in facilities, very detailed about access to food, activities, licensing requirements of Assisted Living Facilities. What is Oregon doing? How does this compare with what we have, and is there value to reviewing Oregon's policy?
- Eldercare Coordination, Judge Tennyson provided documents from what is happening in Florida- which has a much higher volume of elder court, mediators are provided to families for elder care issues, helping to solve problems without having to be in court. Alaska also has a certification program for Eldercare Coordination
- Leola McKenzie stated that Jeff Hall the TCA from Deschutes put together grant application for a facilitator to do a mapping project in Central Oregon. Chris Rosin stated that he can help connect Jeff with teams in the Deschutes and tri-county areas.
- Leola asked if the current meeting time was good for the group, no objections. Melissa will send meeting notice.
- Sherry Stock passed out a handout "Guide to Brain Anatomy and Function"

Wrap up and next Steps

Judge Holland

Meeting Ended 11:00

Next Meeting scheduled for Wednesday, September 11, 2019 9-11 AM.
