

**Way and Means Committee Testimony**  
**Bend, Oregon – April 19, 2013**  
**James Middleton – President, Central Oregon Community College**

Some of you may ask if we are ready/willing/able to move forward on 40/40/20:

We have the talent, creativity to be **ready**

We are more than **willing**

But , frankly, we are **NOT able** with the present resource level

COCC has already stepped up to the challenge; we have demonstrated our commitment:

- The number of high school students taking college classes is up 62% in three years and an extraordinary 1,029% in ten years.
- Degrees awarded to Latino/a students – up 208% in four years, and 700% in 10 years.
- COCC credit enrollment doubled in four years, but public funding per student declined by 50%

**We simply cannot stretch the “fishes and loaves miracle” further.** We cannot step up to the next level at the Co-Chairs’ proposed funding.

- The \$428M Co-Chairs Budget community college funding level will not support COCC moving forward on 40/40/20.
  - \$460M would be on par with the Co-Chairs’ proposed funding level for K-12.
  - \$510M would support progress toward 40/40/20.
  - Remember, community college funding was at \$500M just a few years ago prior to community college enrollment growing 37% statewide.
- COCC tuition has already been increased 6% for 2013/14 – now up an undesirable 38% in five years. At the Co-Chairs’ funding level, we anticipate even higher rates in years to come.
- We are ready and willing – we need your help to be able.

A second major Central Oregon issue relates to capital construction funding.

To work collaboratively and use funds more efficiently, COCC has proposed eliminating its request for funding for new construction for a new Academic Center to be replaced by funding to retire existing debt on the facility currently used by OSU-C on the COCC campus.

This facility would be then transferred to COCC:

- Releasing OSU from its debt
- Facilitating consolidation of the new four-year university campus
- Saving the State the higher costs for new construction
- Saving local taxpayers and students the construction costs

This is a true example of New Thinking, New Collaboration; however, this strategy is currently unfunded as the project ranked #12 on the CCWD project list which is currently only funded through item 10.

We request your support in funding this more responsible, more collaborative, more cost effective strategy.

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1492 Anno Domini - Present  
April 19, 2013

State of Oregon  
Ways and Means Committee Hearing  
Bend, Oregon

-Public Testimony-  
Ways and Means Request

Justin 'Lewis' 'Gottlieb', MPA; 1544 NW Juniper, Bend, OR 97701;

As a Candidate of the People for Public Office, I humbly request the State of Oregon to consider the May 21, 2013 election a Referendum regarding completion of the Deschutes River Trail and construction of a new Educational Institution centered at the site of the Old Mt. Batchlor Parking lot.

Bend Parks and Recreation District has a Non-Binding Memorandum of Understanding with Oregon State University regarding the Simpson and Colorado Property. By a vote of the people, this agreement should become Binding.

In addition, our community requires support in assessing, funding and debating issues associated with Mirror Pond and a PacificCorp owned Dam.

Our special and unique community needs the Ways and Means to re-invest in the American Dream and get America working.

WE ALL BEND, we don't Break...

Thank you!



Raymond Swayne, April 19, 2013

Good afternoon, Co-Chairs and members of the Committee. My name is Raymond Swayne and I live in Redmond, OR. I would like to tell you a little about my background and why I am here in front of you today asking for stronger revenue and that you prioritize adequate funding for necessary services for seniors and people with disabilities.

In 1981, I was certified as a CNA. With this, I was employed in various medical areas, nursing homes, hospitals and drug and alcohol programs. Because of burnout, I started my own construction business and worked it for over 10 years, and I also worked as an onsite property manager, until a co-worker became very ill in 2000. In 2004 I officially gave up the business to become her homecare provider. My client also has a history working in adult foster homes and homecare. She has seen the system from both sides.

As citizens and taxpayers who have received and given services, we are asking the Ways and Means Committee to start looking at ways that we can adequately fund service programs. Last year, Homecare consumers experienced a 10% cut to their service hours. And as a Homecare Worker, I have not seen a raise in my pay for the last 7 years. I earn \$6.43 an hour. And give my client 24-hour care from someone she knows and trusts.

I pay my fair share in taxes. It is not fair when I am doing my part ..... and more than what is required of me ..... while corporations are offered tax loopholes. We must make services to seniors and people with disabilities a priority over tax expenditures. As I pay my fair share, I ask that you look at a budget that makes corporations to pay their fair share in order to fund needed programs.

After working together for 13 years, Doreen and I can safely say that support service work is necessary for the health, safety, and dignity of those receiving services. Please do your part in making sure that, just as we do, the wealthy are paying their fair share in order to fund crucial services like the APD program. On behalf of thousands of Homecare Workers from across the state, we ask that you please protect funding for these vital services to seniors and people with disabilities.

Thank you for your time and consideration.

## Home care raise sought

• The union representing such workers expects a fight but says a pay bump would help address high turnover

By Mac McLean / *The Bulletin*

Published: March 04, 2013 4:00AM PST

Ray Swayne knelt down from a table where he and Doreen Williams were drinking coffee in her Northeast Redmond home and adjusted her walker so she could get around without bothering her already sore back. He helped the 50-year-old diabetic check her blood sugar and started making her lunch.

"It's going to rain," said Williams, who has suffered from two strokes in the past decade and needs a home care worker like Swayne with her at all times. "My knees are hurting. ~ my knees and my back."

Service Employees International Union Local 503 represents 19,500 public home care workers like Swayne who help Oregon's most vulnerable residents get dressed, take their medication and perform other activities of daily living so they can stay at home and not in a hospital or an institution.

During its current round of contract negotiations, Local 503's members are asking for a \$1.80-per-hour raise its organizers claim will address their profession's 300 percent turnover rate at a time when the largest generation of Americans is starting to get old. It would be the first raise these publicly paid home care workers have received since 2005.

Union officials know getting the raise could be a tough battle, because by their own calculations it is estimated to cost the state \$18.5 million. But they claim the state would recoup this loss because the extra pay would help many home care workers transition off public assistance programs.

Many of these workers, who, like Swayne, live in their clients' homes so they can provide care for them around the clock, earn less than minimum wage for the amount of time they work.

Some of them earn so little they qualify for food stamps or



Ryan Brennecke / *The Bulletin*

Ray Swayne helps Doreen Williams out of her chair to test the height of her walker handles after making a slight adjustment last week at Williams' home. Swayne describes his job duties as being part nurse, part housekeeper, part cook, part chauffeur and part counselor, saying he makes a little more than \$6 an hour.

other public assistance.

"This is what we do," Swayne said as he described his job duties as being part nurse, part housekeeper, part cook, part chauffeur and part counselor. "And yeah, I make about \$6 an hour for it. It's like working two jobs in one day and only getting paid for half a day's work."

Mark Hunt, a state labor relations manager who represents the state in negotiations, declined to comment, except to say the next bargaining session between the commission and the home care workers was set to take place March 13.

"What we're trying to do is ensure the health of this program," said Rebecca Sandoval, a home care worker in Medford who chairs the union bargaining committee. "We want to make sure this is a profession people will want to do because you can support yourself doing it."

#### The client

Swayne became a certified nursing assistant in 1981. But after working with two clients in the Portland area, he switched careers and became a licensed contractor to take advantage of the construction boom sweeping across the state.

He and Williams met about 13 years ago when they were working for the Portland Housing Authority. The two hit it off almost immediately and formed an exceptionally close friendship that has lasted more than a decade and survived Williams' deteriorating health.

Putting his health care background to a good use, Swayne cut back on his hours as a contractor in 2000 so he could care for Williams on a part-time basis. He continued to work at the housing authority while helping Williams qualify for Social Security disability payments and medical coverage from the Oregon Health Plan, a Medicaid program that helps low-income state residents pay their medical bills.

"I lost a lot," he said of the transition from full-time contractor and housing authority supervisor to being his friend's part-time and now full-time caregiver. "But you know, I have no problems with that."

Since 2004, Williams has been diagnosed with Type II diabetes and has suffered two strokes - one of which may have happened while she recovered from knee replacement surgery. The strokes left her with a constant, generalized



Ryan Brennecke / The Bulletin

Ray Swayne helps Doreen Williams out of her chair to test the height of her walker handles after making a slight adjustment last week at Williams' home.

Swayne describes his job duties as being part nurse, part housekeeper, part cook, part chauffeur and part counselor, saying he makes a little more than \$6 an hour.



Ryan Brennecke / The Bulletin

Doreen Williams eats her lunch as Ray Swayne, a home health care worker, cleans around the house in Redmond.

## Public home care workers in Oregon

Since 2000, SEIU Local 503 has represented the interests of Oregon's home care workers and negotiated the terms of their contract with the state government. This year, these workers—many of whom work 24 hours a day and earn less than minimum wage—are asking for a raise that could cost the state \$18.5

sense of weakness on the right side of her body and some slight brain damage that makes it hard for her to remember certain details, like how to spell her first name.

"They fix me up and I fall apart," said Williams, who also suffers from severe back problems, depression and an anxiety disorder that causes panic attacks.

#### The caregiver

Swayne also helped Williams qualify for the Oregon Department of Human Services' Client-Employed Provider Program, which lets elderly and disabled OHP recipients hire a publicly funded home care worker to help them with tasks others take for granted. These workers must be cleared by the state government and can work on an hourly or a live-in basis depending on their client's medical condition and needs.

"I'm on call 24/7," said Swayne, who has been by Williams' side since she qualified for a home care worker in 2005. "I don't go anywhere without her, and she doesn't go anywhere without me."

Under the CEP program, home care workers can be asked to help their clients perform certain activities of daily living, like bathing, dressing, using the bathroom, moving around their homes and making good decisions that keep them safe. They can also be asked to perform certain self-management tasks, like preparing their clients' meals, taking them shopping and cleaning their homes.

When Williams qualified for the program, she met with a case manager who determined she needed the third-highest level of care home care workers can provide, the level of care provided bedridden patients. The case manager crafted a four- to five-page care plan for Williams that outlined the care she needed and the number of hours her live-in home care worker would be paid to work.

Under the plan, Swayne earns \$10.20 an hour for the 28¾ hours each week he spends helping Williams in daily living and \$4.55 an hour for the 57½ hours each week she needs help performing her self-management tasks and is otherwise on call.

This pay schedule translates into an average hourly wage of \$6.43 an hour — \$2.52 an hour less than Oregon's current minimum wage — and does not include the remaining 81¾ hours Swayne is by Williams' side each week keeping her safe.

"I took this job knowing exactly what it involved, so I can't complain," said Swayne.

million:

#### The clients

- Elderly and disabled residents who qualify for the Oregon Health Plan can hire a home care worker to help them perform certain activities of daily life, like getting dressed, using the bathroom, preparing their meals and cleaning their house.
- Before getting a home care worker, these people must meet with a case manager who evaluates their condition and determines the type of care they need. The case manager also determines whether the person needs part-time help or 24-hour care.
- The client is then responsible for interviewing and hiring his or her home care worker from a list of people who have been prescreened and trained by the Oregon Home Care Commission. The client can also fire his or her home care worker if need be.

#### The workers

- Public home care workers, who care exclusively for Oregon Health Plan recipients, are represented by SEIU Local 503 and are paid by the state government under the terms of a contract their union negotiates with the Oregon Home Care Commission.
- They are different from private home care workers — who in most cases are not represented by a union — and are either paid directly by their clients or according to the terms of a contract with a private home care firm.

#### The state

- Oregon became the first state in the country to let its home care workers organize when its voters passed a 2000 ballot measure. This ballot measure also created the Oregon Home Care Commission to represent the state's interests in contract negotiations.
- The nine-member home care commission is also responsible for training the state's home care workers, determining the qualifications each one must possess and maintaining a registry of workers OHP beneficiaries can turn to when looking for one.

Source: SEIU Local 503, the Oregon Home Care Commission

"Yeah," Williams responded. "But you didn't know you weren't going to get paid."

### The contract

Because of the economic downturn, Sandoval said, it will be difficult for home care workers to obtain a pay raise above their current \$4.55 an hour and \$10.20 an hour pay scale. The union negotiates with the Oregon Home Care Commission - a nine-member panel that serves as its employer of record - to negotiate the terms of a two-year contract.

"Every time we've had a contract negotiation, we've just been trying to keep ourselves where we were at," she said. Low wages make increasingly difficult the retention of well-qualified home care workers — many of whom suffer from burnout — and the ability to recruit new ones.

She said concerns about worker morale and turnover are especially worrisome given the fact that the state's one million baby boomers are approaching an age when they too could require the same services Williams needs to conduct her daily life.

"We have a huge population that's getting ready to meet this system," Sandoval said. "We want to make sure it can meet their demands."

That's why the union's bargaining team made getting a \$1.80 an hour raise for home care workers, which would bring their wages to \$6.35 and \$12 an hour depending on the type of work they did, one of its top priorities in negotiations in January.

Hunt, the state negotiator, said he was familiar with the request and was considering what fiscal and policy impacts it would have.

Sandoval said a strong, well-staffed home care program would save the state money in health care costs. Using her 99-year-old client who suffers from congestive heart failure as an example, Sandoval said home care workers make sure their clients stay relatively healthy without being placed in a hospital or nursing home, where they would receive costly medical treatments at state expense.

"We save the state millions of dollars a year," she said. "We need to make this job a career that is worth having."

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# A SMART APPROACH



## 1 WHO WE ARE

SMART (Start Making A Reader Today) is a statewide nonprofit organization empowering children for success through books and reading. Since 1992, SMART has engaged more than 100,000 community volunteers to help 153,000 at-risk students build their reading skills and self-confidence, and discover a lifelong love of reading.

**Inspires communities across Oregon to come together to create brighter futures for children**

**Leverages public infrastructure and private dollars to deliver a high quality program and improve reading outcomes for Oregon children**



**Engages citizens in empowering Oregon children for more successful futures**

**Builds reading skills, self-confidence and a love of reading in children at risk of falling behind**

**Partners with public schools and early learning centers to provide the SMART program**

*SMART is uniquely positioned to collaborate with public and private partners aligned toward the collective goal of ensuring our children are developing the skills they need to read and succeed.*

## 2 HOW IT WORKS

SMART partners with more than 250 public schools and Head Start programs across Oregon to implement the program as a free supplement to classroom reading instruction.

In 2012-13, more than 5,000 community volunteers will walk the halls of Oregon schools and early learning centers and read with students in need of reading support, mentorship and books to take home and keep.

SMART volunteers read with students for an hour each week during the school year, providing a child-guided, fun and positive experience around books and reading that fosters self-confidence.

SMART gives students books to take home and keep – up to 14 throughout the year, and 2 million over the course of our history.

**SMART's work is funded nearly 100 percent by private sources – business, foundations and individuals. We leverage private dollars and public infrastructure to provide reading support and mentorship to children at risk of falling behind.**

**"Students' motivation matters for their academic achievement. Two factors that have been shown to be particularly important in relation to achievement are that students believe they can be successful with the tasks assigned to them and that they perceive some autonomy and self-direction in their activities."**

Source: *International Guide to Student Achievement*, edited by John Hattie, Eric M. Anderman (2013) Section 5.2: Academic Motivation and Achievement in Classrooms – Lynley H. Anderman – University of Ohio.



### 3

## WHY IT WORKS

Research proves that children need two critical things to be ready to learn to read: shared book reading and access to books. SMART provides both.

And, it works. Here's how we know:

- An independent study by the Eugene Research Institute measured short- and long-term impacts of the SMART program, and discovered a wide range of outcomes that demonstrated the program's effectiveness in improving children's reading abilities. Children who participated in SMART as first graders were 60 percent more likely to reach state reading benchmarks in fifth grade than were nonparticipants.
- In 2011-12:
  - o The number of students showing grade-appropriate reading performance increased from 21 percent at the beginning of the year to 59 percent by the end of the year.
  - o 76 percent of educators felt that SMART contributed significantly to literacy outcomes in their schools.
  - o 87 percent of educators felt that students participating in SMART benefitted significantly.
  - o Nine in 10 parents surveyed indicated that SMART helped their children become stronger readers.
  - o About nine in 10 SMART students showed some to significant improvement in attention span, confidence, self-esteem, enthusiasm for reading and increased comfort in conversation.
- SMART is endorsed by the U.S. Department of Education's What Works Clearinghouse, and the Coalition for Evidence-Based Policy recognized SMART as one of five national K-12 intervention programs yielding positive results in well-designed, randomized, controlled trials.



### SMART FACTS:

In 2012-13, SMART is serving 177 Title 1 schools, which is about one-third of all Title 1 schools in Oregon.

The state has identified the state's Title 1 schools that need additional support closing the achievement gap. *Priority* schools are ranked in the bottom 5 percent and *Focus* schools are ranked in the bottom 15 percent of all Title 1 schools.

In 2012-13, SMART is serving approximately 40 percent of Oregon's *Focus* and *Priority* schools.

In 2012-13, SMART is serving 27 Head Start programs.

### 4

## WHAT WE'RE ASKING

SMART is seeking state funding in two key areas:

- **Books for SMART Students:**
  - o Access to books is a critical ingredient in a child's literacy development, and a critical ingredient of the SMART program. Each year, SMART purchases 14 new take home books for each child in the program.
  - o We are asking for financial support to fund the purchase of 273,700 books for 9,775 SMART students for two years, which totals \$670,566.
- **SMART Program Expansion:**
  - o We aim to expand the SMART program into the schools that need us most: those that the state has identified as the lowest achieving in student benchmarks and academic progress, *Focus* and *Priority*. We are currently serving about 40 percent of these schools; funding this expansion would allow us to expand our service footprint into a greater percentage of these schools.
  - o The total request for this biennium is \$315,000, which would cover our first and second years of expansion, including staffing, books, non-personnel and administrative expenses.

*"Many of my SMART students who did not reach benchmark in the fall have now met that goal. Those that haven't met have gained 30 to 50 more words in their fluency and their love of reading has blossomed. Their confidence has soared and they are having many more successes with academics and making friends."*

**-SMART Educator**

## CONTACT

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[www.getSMARToregon.org](http://www.getSMARToregon.org)



**Joint Ways and Means Committee Meeting - Bend, Oregon - April 19, 2013**

**The inability of Oregon's legislative leadership to deal with the PERS funding problem in any substantive way, will burden our cities, county and state with unmanageable costs. Short sighted SB822 does not even act as a band aid for the devastating cuts that will damage the education system in Deschutes County.**

**The Bend/LaPine school system will be forced to lay off over 70 teachers due to the budget shortfall created by this legislature's extremely poor excuse for a solution. This bill does not provide any plan past 2013 for funding of PERS, and we all know the costs will continue to rise. SB822 is in direct opposition to the recommendations of the Oregon School Boards Association that garnered wide support across our state.**

**The \$275 million in new taxes necessitated by SB822 to mitigate the state's budget issues will be another unwelcome burden on our citizens in Deschutes County, where the official unemployment rate is over 12%, and home foreclosures are still problematic. The citizens of Deschutes County and Oregon deserve better from the leadership in Salem.**

**The state of Oregon cannot tax their way out of the PERS dilemma. The only solution is leadership that has the courage to make the hard choices regarding the PERS crisis. Sadly, if SB822 is enacted, the problem is just put off for another year, Oregon taxpayers will continue to be held hostage by shortsighted solutions.**

**Respectfully,**

**John P. Philo  
Chairman  
Deschutes County Republican Party**

**Deschutes County Republican Party  
P.O. Box 5256 Bend, OR 97708  
Phone 541-414-4467  
[www.deschutesrepublican.org](http://www.deschutesrepublican.org)**

Connie Chance

Good Afternoon Committee members,

My name is Connie Chance. I have an Adult Foster Home in Bend. I have been working in this field for over 30 years. I was one of the first providers in this area.

I give very direct care according to the individual needs of my residents. When I can hire additional help, I schedule them to come in at 10 because I love to provide the early morning care to my residents. I make sure each resident has had their medications, eaten the breakfast best for them and that they have started their day with the best possible outlook.

I am known in this community as a provider who can manage very difficult behavioral, Alzheimer's or medical care needs. When a person comes to live with me, they are often scared and show it by expressing anger. I spend the first few days very close to them. I spend time with them. I build communication and learn about who they are and what they need. I show them that this is now their home. In this way my residents and I really build a home together.

I believe in good food. I grew up on a ranch and am a country cook. I know that if you don't feed people good food, they get sick and then your work load goes up.

Almost all of the people I care for are dependent on Medicaid financing. They have worked hard all their lives and I see my role as to give them their golden years. I don't dwell on the financial shortcomings I may experience; I dwell on giving them the care they deserve. We have had service fee cuts and rising prices. I won't cut corners on the food I fix for my residents. But I do have to cut corners.

I am extremely concerned that you have cut millions of dollars from senior care that the governor put in. If Adult Foster Care Providers can't make ends meet, they will stop working in this program and our state would go bankrupt paying nursing home rates.

I came to speak to you today because I think you can afford to take some money you are holding in the rainy day fund and fully fund the program for seniors, but I do not approve of any budget that would take from one group of people to fund another. I believe you can make a budget that will fund all of the services that Oregonians need. I ask that you do everything you can to look for more revenue. I am asking you to do more to put Oregonian's first.

*I thank you all  
Connie Chance*

# Crime Seriousness of All Ranked Felonies

ABANDONMENT OF CHILD 163.535	7,3*
ABUSE OF CORPSE I 166.087	5
ABUSE OF CORPSE II 166.085	3
AGGRAVATED ANIMAL ABUSE I 167.322	3
AGGRAVATED DWS 163.196	7
AGGRAVATED HARASSMENT 166.070	6
AGGRAVATED IDENTITY THEFT 165.803	5
AGGRAVATED MURDER 163.095	U
AGGRAVATED MURDER - SOLICITATION 163.095	U
AGGRAVATED THEFT I 164.057	6,5*
ALTERATION OF GIFT DOCUMENT 97.962	4
ANIMAL ABUSE I (FELONY) 167.320	3
ARSON I 164.325 [See MEASURE 11 Box]	10,9,8,7*
ARSON II 164.315	PROPERTY
ASSAULT III 163.165	8,6*
ASSAULT IV (FELONY) 163.160(3)(a) or (b)	6
ASSAULT PUBLIC SAFETY OFFICER 163.208	6
ASSAULT LAW ENFORCEMENT ANIMAL 167.339	6
ASSISTING A SUICIDE 131.602 (ORS CH 552)	U
ATHLETIC AGENT NOTICE REQUIREMENT 702.042	1
ATTEMPT TO ELUDE - VEHICLE 811.540(1)(b)(A)	2
ATTEMPT 2 BELOW CRIME (MIN CS 1)	1
BIGAMY 163.515	PROPERTY
BLUE SKY/ SECURITIES (ORS CH 59)	6/6
BRIBE GIVING 162.015/ RECEIVING 162.025	6/6
BRIBE GIVING SPORTS 165.085/ RECEIVING SPORTS 165.090	2/2
BRIBE RECEIVING BY A WITNESS 162.275	6
BRIEBING A WITNESS 162.265	6
BURGLARY I 164.225	9,8,7*
BURGLARY II 164.215	PROPERTY
BUYING/ SELLING CUST MINOR 163.537	8,5*
CAUSE ANOTHER INGEST C.S. 475.984	9,8*
CELLULAR COUNTERFEITING I 165.581/ II 165.579	4/2
CHEATING AT GAMBLING 167.167	2
CHILD NEGLECT I 163.547	6
COERCION 163.275	7,6*
COMPUTER CRIME/ COMPUTER FRAUD 164.377	PROPERTY
CONSPIRACY 161.450	U
CRIMINAL MISCHIEF I 164.365	PROPERTY
CRIMINAL MISTREATMENT I 163.205	7
CRIMINALLY NEGLIGENT HOMICIDE 163.145	9,8*
CRIMINAL NONSUPPORT 163.555	3
CRIMINAL POSS RENTED/LEASED VEHICLE 164.138	PROPERTY
CUSTODIAL INTERFERENCE I 163.257/ II 163.245	6/4
CUSTODIAL SEXUAL MISCONDUCT I 163.452	7
DRUG OFFENSES	DRUG TABLE
DISPOSAL METH WASTES 475.977	4
DISCHARGE FIREARM IN SCHOOL 166.370(3)(a)	6
DISORDERLY CONDUCT I 166.023	4
DISTRIBUTE DRUGS TO MINOR 475.906	8,6,4*
DRIVING WHILE SUSPENDED/ REVOKED 811.182	6
DUII FELONY (3 <sup>rd</sup> CONV. IN 10 YEARS) 813.012	4
DUII FELONY (4 <sup>th</sup> + CONV. IN 10 YEARS) 813.010(5)	6
ENCOURAGING CHILD SEX ABUSE I 163.684/ II 163.686	8/5
ENGAGE MONEY TRANSMISSION W/O LICENSE 717.905	1
ESCAPE I 162.155	7
ESCAPE II 162.155	6
FACTORING PAYMENT CARDS 165.074	PROPERTY
FAIL TO APPEAR I 162.205	4
FAIL TO MAINTAIN DRUG RECORDS 475.993(2)(a)	1
FAIL TO REPORT AS SEX OFFENDER 181.599	4
FALSE INFO ENVIRONMENTAL AGENCY 468.953	1
FALSE LAW ENFORCEMENT ID 162.367	3
FALSE STATEMENT MONEY TRANSMISSION 717.905(2)	1
FALSE SWEARING VEHICLE BUSINESS 822.605	1
FELON IN POSSESSION - BODY ARMOR 166.642	2
FELON IN POSSESSION - FIREARM 166.270	6
FEMALE GENITAL MUTILATION 163.207	8
FILING FALSE HEALTH CARE CLAIM 165.692	6
FIREARMS - ALTER ID MARK 166.450	1
FIREARMS - MANUF/ IMPORT/ TRANSFER 166.410	6
FORCIBLE RECOVERY OF FIGHTING BIRD	1
FOOD STAMP FRAUD 411.840	2
FORGE/ ALTER VEHICLE TITLE/ REG 803.230	1
FORGERY I 165.013	PROPERTY
FRAUDULENT USE CREDIT CARD (\$1000+) 165.055(3)(a)	PROPERTY
FURNISH FIREARM COMMIT FELONY 166.429	7
GAMBLING I/ POSS GAMBLING RECORDS 167.137	3
HINDERING PROSECUTION 162.325	6
HIT & RUN - INJURY 811.705	8,6*
HIT AND RUN - BOAT 830.475	6
IDENTITY THEFT 165.800	PROPERTY
IMPERSONATE OFFICER/ JUDGE/ JP 162.365(2)(b)	3
INCEST 163.525	5,1*
INDUCING ATHLETE/ CONTRACT 702.032	1
INMATE - POSS FIREARM WEAPON 165.275	8,7*
INTERFER W/ AGRICULTURAL RESEARCH 164.889	PROPERTY
INTERFER W/ LIVESTOCK PROD 167.388	PROPERTY
INTIMIDATION I 166.165	6
LABELING VIDEOTAPE 164.872	PROPERTY
LABELING SOUND RECORDING 164.868	PROPERTY
LURING A MINOR 167.057	6
MAIL THEFT OR RECEIPT OF STOLEN MAIL (FELONY) 164.162	6*
MAINTAINING A DANGEROUS DOG 609.990(3)(b)	5
NEGOT BAD CHECK (2 <sup>nd</sup> CONV) 165.065	PROPERTY

## 2012 Sentencing Guidelines Grid

Post-Prison Supervision (years)		Three or more person felonies (juvenile or adult)									Probation duration	Dispositional departure maximum sentence
		A	B	C	D	E	F	G	H	I		
3	11	225-269	196-224	178-194	164-177	149-163	135-148	129-134	122-128	120-121	5 yrs	7F-I 6F-I 5F 18 mo
	10	121-130	116-120	111-115	91-110	81-90	71-80	66-70	61-65	58-60		
	9	66-72	61-65	56-60	51-55	46-50	41-45	39-40	37-38	34-36		
	8	41-45	35-40	29-34	27-28	25-26	23-24	21-22	19-20	16-18		
	7	31-36	25-30	21-24	19-20	16-18	180-90	180-90	180-90	180-90		
2	6	25-30	19-24	15-18	13-14	10-12	180-90	180-90	180-90	180-90	3 yrs	5G-I 4C-I 3A-F 12 mo
	5	15-16	13-14	11-12	9-10	6-8	180-90	120-60	120-60	120-60		
	4	10-11	8-9	120-60	120-60	120-60	120-60	120-60	120-60	120-60		
1	3	120-60	120-60	120-60	120-60	120-60	120-60	90-30	90-30	90-30	2 yrs	3G-I 1&2 6 mo
	2	90-30	90-30	90-30	90-30	90-30	90-30	90-30	90-30	90-30		
	1	90-30	90-30	90-30	90-30	90-30	90-30	90-30	90-30	90-30		

### ORS 137.700 [MEASURE 11]

AGG VEHICULAR HOMICIDE 163.149	240	10
ARSON I 164.325 (CS 10 ONLY)	90	10
ASSAULT I 163.185	90	10,9*
ASSAULT II 163.175	70	9
ATTEMPTED AGG MURDER 163.095	120	10
ATTEMPTED MURDER 163.115	30	3
COERCION 163.275	70	3
KIDNAPPING I 163.225	50,300*	10
KIDNAPPING II 163.225	70	3
MANSLAUGHTER I 163.118	120	10
MANSLAUGHTER II 163.125	75	9,8*
MURDER 163.115	300	11
RAPE I 163.375 (1)(a), (1)(c), (1)(d)	100	10,9*
RAPE I 163.375 (1)(b)	300	10
RAPE II 163.365	75	8
ROBBERY I 164.415	90	9
ROBBERY II 164.405	70	9
SEXUAL ABUSE I 163.427	75	8
SEXUAL PEN I 163.411 (1)(a), (1)(c)	100	10,9*
SEXUAL PEN I 163.411 (1)(b)	300	10
SEXUAL PEN II 163.408	75	8
SODOMY I 163.405 (1)(a), (1)(c), (1)(d)	100	10,9*
SODOMY I 163.405 (1)(b)	300	10
SODOMY II 163.395	75	8

PUBLIC ASSISTANCE FRAUD 411.630	2
PUBLIC INDECENCY (FELONY) 163.465(2)(b)	6
PUBLIC INVESTMENT FRAUD 162.117	6
PUBLISH CERT OF TITLE 803.080	1
PURCHASE/ SALE OF BODY PART 97.981 (CRS CH 681)	5
RAPE III 163.355	6
RECORDING LIVE PERFORMANCE 164.869	PROPERTY
RIOT 166.015	6
ROBBERY III 164.395	5
SEXUAL ABUSE II 163.425	8,7*
SIMULATING LEGAL PROCESS 162.355	3
SODOMY III 163.385	6
SOLICITATION 2 BELOW CRIME (MIN CS 1)	3*
STALKING (FELONY) 163.732 or 163.750	6*
STANGULATION (FELONY) 163.187	9,6*
SUBJECT OTHER TO SERVITUDE I 163.264	5
SUBJECT OTHER TO SERVITUDE II 163.263	7,6,5,4*
SUPPLY CONTRABAND 162.185	3
TAMPER WITH LOTTERY RECORDS 162.305(2)(b)	6
TAMPERING WITH A WITNESS 162.285	1
TAMPERING WITH DRUG RECORDS 167.212	7, PROPERTY*
THEFT BY EXTORTION 164.075	PROPERTY
THEFT I (\$1000+) 164.055	PROPERTY
THEFT BY DECEPTION 164.085	5,3*
THEFT BY RECEIVING 164.095	PROPERTY
THEFT OF LOST/ MISLAIN PROPERTY 164.065	PROPERTY
THEFT OF SERVICES 164.125	PROPERTY
THROW OBJECT OFF OVERPASS 166.651	1
TRADEMARK COUNTERFEITING I 647.150/ II 647.145	PROPERTY
TRAFFICK IN PERSONS 163.268	U
TRAFFICK IN STOLEN VEHICLE 819.310	6,5*
TREE SPIKING - INJURY 164.877(3) & (1)	8,6*
UNAUTH USE OF VEHICLE 164.135	PROPERTY
UNLAW ADMINISTRATION OF CONTROLLED SUBST 475.910	9,8,5*
UNLAW CONTACT WITH A CHILD 163.479	7
UNLAW POSS FIREARM 166.272	6
UNLAW USE WEAPON 166.220	6
USE OF VITAL RECORD 432.993	1
USE MINOR IN DRUG OFFENSE 167.262	8,4*
USE STUN GUN, TEAR GAS, MACE I 163.213	6
WILDLIFE VIOLATION (FELONY) 496.992(3)	2

Person crime [RED] Drugs [GREEN] Property [BLUE]

\* See back of form U-Unranked

Grid by Lane County DA's Office - January 2012

DO NOT REPRODUCE WITHOUT PERMISSION



### Property Offenses – Crime Seriousness

	Personal motor veh	Other property crimes
6		\$50,000+
5		\$10,000+; organized theft by rec.
4	\$10,000+	\$5,000+
3	\$1,000+	\$1000+; theft by rec. (by buying/selling)
2		less than \$1,000

### Repeat Property Offenders – ORS 137.717 (Effective Jan 1, 2012)

	Offenses	Criteria
24	Agg Theft I; Burg I; Rob III; ID Theft; Agg ID Theft USE "A" OR "B" OR "C" ►	A: Prior Agg Theft I; Burg I; Rob III, II, I; Agg ID Theft B: Two/ more priors from "E"
18	Theft I; UUV; Mail Theft/ Receipt Stolen Mail; Burg II; Crim Mischief I; Computer Crime; Forgery I; Crim Poss of Forged Instrument; Fraud Use of Credit Card; Poss Stolen Vehicle; Trafficking Stolen Vehicle USE "B" OR "C" OR "D" ►	C: Prior from "E" and current crime was committed while on supervision for or w/in three years of completion of supervision on prior D: Prior Agg Theft I; UUV; Burg I; Rob III, II, I; Poss of Stolen Vehicle; Trafficking Stolen Vehicle; Agg ID Theft
E: Theft II, I; Agg Theft I; UUV; Mail Theft/ Receipt of Stolen Mail; Burg II, I; Crim Mischief II, I; Computer Crime; Forgery II, I; Crim Poss of Forged Instrument II, I; Fraud Use of Credit Card; ID Theft; Poss of Stolen Vehicle; Trafficking Stolen Vehicle; or any attempt to commit a crime listed in this box.		
<b>Increased Sentences:</b> Add 2 months for each previous conviction for crimes listed in "A"/ "D"/ "E" that were not used as a predicate for the presumptive sentence. (May not increase presumptive sentence by more than 12 months)		
<b>Downward Departure Eligibility:</b> Parties stipulate or court finds that: 1) D is not on probation, parole, or PPS at time for a crime listed in "A"/ "D"/ "E" at time of current crime; 2) D has not previously received down dep for a crime listed in "A"/ "D"/ "E"; 3) Harm/loss caused by crime is not greater than usual; and 4) Considering nature of offense and harm to V, a down dep will increase public safety, enhance the likelihood of rehabilitation, and not unduly reduce the appropriate punishment.		

### AIP Eligibility ORS 137.751

Prohibited: M11 offenses; Aggravated Murder; Sex crimes (181.594), including attempts. Stipulation Required: Crim Neg Homicide; Assault III (163.165(a) or (b)); Incest; Felony Hit & Run (811.705(2)(b)). Without the stipulation of the parties, the court must find (after a hearing) ALL of the following: 1) D not being sentenced for a prohibited crime/ a crime for which a stipulation is required; 2) At the time of commission of current crime, D was not on probation, parole, PPS for any offense listed in 137.712(4) or 811.705(2)(b); 3) D not previously released on PPS under 421.508(4) (prior AIP); 4) Harm/ loss caused is not greater than usual for type of crime; 5) Crime not part of organized criminal operation; **AND** 6) After considering nature of offense/ harm to V, D's successful completion of program would a) increase public safety, b) enhance the likelihood that D be rehabilitated; and c) not unduly reduce the appropriate punishment.

### Departure Sentences OAR 213-008-0002(1)(a)-(b)

**AGGRAVATING FACTORS:** 1) Deliberate cruelty; 2) Vulnerable V; 3) Threat of actual violence 4) Persistent involvement unrelated to current crime; 5) Use of a weapon 6) Violation of public trust/ professional responsibility; 7) Multiple Vs or incidents, unrelated to current crime; 8) Organized criminal operation; 9) Permanent injury to V; 10) Harm/ loss significantly greater than typical; 11) Motivated entirely/in part by V's race, color, national origin, sex orientation. (Non-Exclusive List)

**MITIGATING FACTORS:** 1) V was an aggressor/ participant in criminal conduct; 2) D acted under duress/ compulsion; 3) Diminished mental capacity (excluding drugs or alcohol); 4) Offense principally accomplished by another and D exhibited extreme caution or concern for V; 5) D played a minor or passive role; 6) D cooperated with the state; 7) Degree of harm/ loss attributed to the current crime of conviction was significantly less than typical; 8) D conviction free for a significant period of time; 9) Same as optional probation criteria. (Non-Exclusive List)

### Notice of Enhancement Factors ORS 136.765

Notice of intent to seek an upward departure must be given to D no later than 60 days after arraignment on the indictment or 14 days before trial, whichever is sooner, unless a later time is agreed upon by the parties or upon showing and finding of good cause.

### Optional Probation OAR 213-005-0006

If offense classified in GB 8 G, H or I the court may impose opt pro upon making following specific findings on the record: 1) An appropriate treatment program is likely to be more effective than presumptive prison term in reducing the risk of offender recidivism; 2) The recommended treatment program is available and the offender can be admitted to it within a reasonable period of time; **and** 3) The probationary sentence will serve community safety interests by promoting offender reformation. This option is not available if: 1) A firearm was used in the commission of the offense; or 2) if the offender was under supervision for a felony, or juvenile felony adjudication; or 3) for MCS/meth (substantial quantity); or 4) repeat meth offenders. (see box)

### Determinate Sentences ORS 137.635-7

If D is convicted of Murder, Man I, Assault I, Kidnapping I, Rape I, Sodomy I, Sexual Penetration I, Burg I, Arson I, or Rob I, **and** has been convicted of any 100 one of the above named crimes, then the defendant must receive a determinate DOC sentence. D not eligible for probation. (The sentencing judge must indicate that sentence is a 137.635 sentence in the sentencing order.)

### CRIME SERIOUSNESS ("CS") CATEGORIES

Abandon of Child: CS7 if child placed in immediate physical danger; otherwise CS3. Agg Theft I: CS6 if value of property is \$50K+; CS8 if value of property is \$10K+ and victim is 65+ years old at time of offense; otherwise CS5. Arson I: CS10 if offense represented threat of serious physical injury; CS9 no threat of serious physical injury and \$50K+ damage; CS8 if no threat of serious physical injury and \$25K+ damage; otherwise CS7. Assault I: CS10 if V did not substantially contribute to the commission of offense by precipitating the crime; otherwise CS9. Assault III: CS8 if assault by motor vehicle and DUII; otherwise CS6. Burg I: CS9 if armed with deadly weapon; or caused/ threatened/ attempted physical injury to V; CS8 if dwelling occupied; otherwise CS7. Buying/ Selling Custody of Minor: CS8 if conduct likely to endanger the health or welfare of child; otherwise CS5. Cause Another to Ingest CS: CS9 if with intent to commit/facilitate crime of violence; otherwise CS8. Coercion: CS7 if D threatened physical injury; otherwise CS6. Crim Neg Hom: CS9 if DUII; otherwise CS8. Distribute CS to Minor: CS9 if 1) cocaine, meth, heroin, ecstasy and D is 3/+ years older than minor; or 2) previous conviction for UDCS to minor; CS8 if marijuana and D 3/+ years older than minor; otherwise per ORS 475.900. Hit & Run: CS8 if death or serious injury; otherwise CS6. Incest: CS6 if one participant is less than 18; otherwise CS1. Inmate Poss Weapon: CS8 if firearm; otherwise CS7. Kid I: 300 mo if in furtherance of the commission or attempted commission of Rape I, Sodomy I or Sexual Penetration I and V is under 12. Mail Theft/Receipt Stolen Mail: CS6 if sentence imposed prior to Feb 15, 2010 and for sentences imposed for crimes committed on or after Jan 1, 2012; otherwise A misdo. Manslaughter II: CS9 if DUII; otherwise CS8. Poss Body Armor: CS6 if D committed/attempted person felony or violent misdo; otherwise CS4. Rape/Sodomy /Sexual Penetration I: CS10 if 1) D used or threatened use of weapon; 2) D caused/threatened serious physical injury; 3) V under 12; or 4) V incapable of consent because of mental defect, incapacitation, physical helplessness; otherwise CS9. Sex Abuse II: CS8 if V incapable of consent because under age 18, offender is 21+, and D was victim's coach prior to offense; otherwise CS7. Stalking: CS8 if prior conviction for stalking; otherwise A misdo. Strangulation: CS6 if 1) immediate presence of/ witnessed by minor child 2) V under 10, 3) use/attempted use of deadly/dangerous weapon, 4) prior strangulation conviction, 5) prior assault/menacing against same V; or 6) 3 or more prior convictions for assault or menacing; otherwise A misdo. Subject Person to Servitude I: CS9 if causing or threatening death or serious phys injury; CS6 if physically restrained or threatened to physically restrain a person. Supp Contraband: CS7 if firearm; CS6 if dangerous weapon; CS5 if controlled substance; otherwise CS4. Theft By Extortion: CS7 if D threatened physical injury; otherwise property crime. Theft by Rec: CS5 if part of an organized operation; otherwise CS3. Trafficking In Stolen Vehicles: CS6 if organized operation or value of property \$50K+; otherwise CS5. Tree Spiking: CS8 if results in serious physical injury; otherwise CS6. Unlawful Admin of CS: CS9 if schedule I or II; CS8 if schedule III; CS5 if schedule IV. Use Minor in Drug Offense: CS8 if minor 3/+ years younger than D; otherwise CS4.

### Drug Offenses – Crime Seriousness

10	DCS/MCS mixture/ substance containing: 500/+ g cocaine; 500/+ g meth, salts, isomers, isomer salts; 100/+ g heroin; 100/+ g or 500/+ pills, tablets, capsules ecstasy
9	DCS/ MCS mixture/ substance containing: 100/+ g cocaine; 100/+ g meth, salts, isomers, isomer salts; 50/+ g heroin; 50/+ g or 250/+ pills, tablets, capsules ecstasy DCS cocaine, meth, heroin, ecstasy to minor, if: Offender is 3+ yrs older than minor, or Prior conviction for UDCS cocaine, meth, heroin, ecstasy to minor
8	DCS/MCS substantial quantity MCS/DCS/PCS commercial drug offense MCS/DCS within 1000 ft of school MCS meth DCS marijuana to minor and offender is 3+ yrs older than minor DCS Schedule I, II, or III to minor
6	DCS cocaine, meth, heroin, ecstasy for consideration PCS precursor sub. w/intent to manufacture PCS substantial quantity
4	All other MCS/DCS
1	All other PCS

### Repeat Meth Offenders – ORS 475.935

Offenses	Departure Limitations/ Presumptive
MCS Meth ORS 475.866/ 475.888	- if prior from "F", the court may not impose opt prob or grant a downward dispositional departure or a downward durational departure imposing less than 1/2 presumptive prison sentence
DCS Meth ORS 475.890/ 475.892	- if two or more priors from "F", presumptive 19 mo sentence - if delivery involved a substantial quantity and prior from "F", the court may not impose opt prob or grant downward dispositional departure.
F: DCS Meth, MCS Meth, DCS/ MCS Meth w/in 1000 ft of school, PCS precursor substance with intent to manufacture	

### Commercial Drug Offense Factors 475.900

#### THREE OR MORE OF THE FOLLOWING:

- |                       |  |                                |
|-----------------------|--|--------------------------------|
| a) for consideration  | e) packaging materials   | i) weapon use/ex-con in poss   |
| b) poss \$300+ cash   | f) modification of structure   | j) manufacturing paraphernalia |
| c) stolen property    | g) drug records  | k) public land use for MCS     |
| d) dangerous security | h) > 3g heroin, 8g cocaine/meth/hash, 110g marijuana, 10g psilocybin/psilocin, 20 units LSD; 4g/20 pills ecstasy |                                |

### Controlled Substances Substantial Quantities 475.900

COCAINE/METH - 10g; MARIJUANA - 150g; HASH - 100g; LSD - 200 units;  
HEROIN - 5g; PSILOCYBIN/PSILOPIN - 60g; ECSTASY - 5g or 25 pills

THE COUNTY DISTRICT ATTORNEY'S OFFICE  
**CRIMINAL HISTORY WORKSHEET**

PURSUANT TO OAR 213-004-0013, THE DEFENSE MUST IMMEDIATELY PROVIDE WRITTEN NOTICE TO THE DISTRICT ATTORNEY'S OFFICE OF ANY ERROR IN THIS PROPOSED CRIMINAL HISTORY SUMMARY

Court Case Number

Offender's Name

12010002

Strout, Jesse Frank

OFFENSE TITLE	JURISDICTION	CASE NUMBER	DATE OF CONVICTION	JUVENILE		ADULT		NOT RELIED	
				FELONY		FELONY			A-MISD
				PERSON	NON-PER	PERSON	NON-PER		PERSON
1 <u>Escape III</u>	<u>OK</u> <del>15025002</del>	<u>10025002</u>	<u>12-15-10</u>						<input checked="" type="checkbox"/>
2 <u>Asst II</u>		<u>09027602</u>	<u>12-27-10</u>			<u>X</u>			<input type="checkbox"/>
3 <u>DUI</u>		<u>07020502</u>	<u>3-9-09</u>					<u>X</u>	<input type="checkbox"/>
4 <u>Resist Arrest</u>		<u>08032402</u>	<u>8-10-09</u>					<u>X</u>	<input type="checkbox"/>
5 <u>Asst II</u>		<u>07033902</u>	<u>2-25-08</u>					<u>X</u>	<input type="checkbox"/>
6 <u>PCS</u>		<u>03001302</u>	<u>2-14-03</u>				<u>X</u>		<input type="checkbox"/>
7 <u>Supply Contraband</u>		<u>02006302</u>	<u>↓</u>				<u>✓</u>		<input type="checkbox"/>
8 <u>Sex Abuse II</u>		<u>01028002</u>	<u>1-10-02</u>			<u>✓</u>			<input type="checkbox"/>
9 <u>Att. Sex Pen I</u>		<u>↓</u>	<u>↓</u>			<u>✓</u>			<input type="checkbox"/>
10 <u>DWS/R-m</u>		<u>01017402</u>	<u>04-05-02</u>					<u>X</u>	<input type="checkbox"/>
11 <u>UUV</u>		<u>99042302</u>	<u>8-11-00</u>				<u>X</u>		<input type="checkbox"/>
12 <u>Crim Mis II</u>		<u>98201</u>	<u>3-11-99</u>					<u>✓</u>	<input type="checkbox"/>
13 <u>PCS - misdo</u>		<u>97012202</u>	<u>8-15-97</u>					<u>X</u>	<input type="checkbox"/>
14									<input type="checkbox"/>
15									<input type="checkbox"/>
16									<input type="checkbox"/>
17									<input type="checkbox"/>
18									<input type="checkbox"/>
19									<input type="checkbox"/>
20									<input type="checkbox"/>

**Defendant Classification:**

A

DATE OF WORKSHEET

3-29-12

**PERSON CRIME TOTALS**

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Boxes checked are convictions NOT relied upon to establish the criminal history classification in this case.

CLERK COUNTY DISTRICT ATTORNEY'S OFFICE  
**CRIMINAL HISTORY WORKSHEET**

PURSUANT TO OAR 213-004-0013, THE DEFENSE MUST IMMEDIATELY PROVIDE WRITTEN NOTICE TO THE DISTRICT ATTORNEY'S OFFICE OF ANY ERROR IN THIS PROPOSED CRIMINAL HISTORY SUMMARY

Court Case Number

Offender's Name

11042602

Dillavou, Michael Curtis

OFFENSE TITLE	JURISDICTION	CASE NUMBER	DATE OF CONVICTION	JUVENILE		ADULT		NOT RELIED		
				FELONY		FELONY			A-MISD	
				PERSON	NON-PER	PERSON	NON-PER		PERSON	NON-PER
1 Perjury	LV	0701932	11-6-07				X		<input type="checkbox"/>	
2 DCS-ME- 1,000 feet	LV	07009402	11-6-07				X		<input type="checkbox"/>	
3 DWS/R-m	LV	0502792	1-9-06					X	<input type="checkbox"/>	
4 PCS	KFO	01034592	12-6-01				X		<input checked="" type="checkbox"/>	
5 DUI	LV	0101882	7-3-02					X	<input type="checkbox"/>	
6 Rob I	Wash. Co. OR	C94057802	8-30-94			X			<input type="checkbox"/>	
7 Burg II	Clackamas Co., OR	940458	9-8-94				X		<input type="checkbox"/>	
8 Burg I	↓	↓	↓				X		<input type="checkbox"/>	
9 Burg I	Multnomah	940231157	6-1-94			X			<input type="checkbox"/>	
10 Rob I	↓	↓	↓			X			<input type="checkbox"/>	
11 LUV	↓	9401307H	6-1-94				X		<input type="checkbox"/>	
12 Crim Possess Forg. Inst.	LV	L8900172	12-27-92				X		<input type="checkbox"/>	
13 Asst II	KFO	92009382	12-1-92					X	<input type="checkbox"/>	
14 PCS dangerous drug	LV		1-20-75				X		<input type="checkbox"/>	
15									<input type="checkbox"/>	
16									<input type="checkbox"/>	
17									<input type="checkbox"/>	
18									<input type="checkbox"/>	
19									<input type="checkbox"/>	
20									<input type="checkbox"/>	

**Defendant Classification:** A

DATE OF WORKSHEET  
1-12-12

**PERSON CRIME TOTALS**

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Boxes checked are convictions NOT relied upon to establish the criminal history classification in this case.



Lake County District Attorney's Office  
**Criminal History Worksheet**

Pursuant to OAR 213-004-0013, the Defense Attorney must immediately provide written notice to our Office of any error in this proposed Criminal History Summary

Defendant Michael Moody Court Case #s \_\_\_\_\_

Offense Title	Jurisdiction	Case #	Conv. Date	P - F	NPF	P-M	NPM	O
1 Assault 2°			9/15/05	✓				
2 Burglary 1°			9/15/05	✓				
3 Unlawful Use Wpn			1/3/05	✓				
4 A / 4°			12/30/04			✓		
5 Menacing			12/30/04			✓		
6 Contempt			4/26/04				✓	
7 Interf w/ Making Report			6/3/02				✓	
8 DUI			4/22/02			✓		
9 T/1			2/14/00		✓			
10 Felon Poss. Firearm			2/14/00		✓			
11 Felon Poss. Firearm			2/14/00		✓			
12 PCS			2/14/00		✓			
13 D/C			4/29/99					✓
14 Forgery 2°			4/18/96		✓		✓	
15 DWS - M			12/10/86				✓	
16 B/2			10/3/91		✓			
17								
18								
Defendant's Classification <u>A</u>	Date of Worksheet <u>3-14-13</u>	Crime Totals	P - F <u>3</u>	NPF <u>5</u>	P-M <u>3</u>	NPM <u>4</u>	O	

# CLATSOP COUNTY DISTRICT ATTORNEY'S CRIMINAL HISTORY WORKSHEET

PURSUANT TO OAR 213-004-0013, THE DEFENSE MUST IMMEDIATELY PROVIDE WRITTEN NOTICE TO THE DISTRICT ATTORNEY'S OFFICE OF ANY ERROR IN THIS PROPOSED CRIMINAL HISTORY SUMMARY

Court Case Number

100090  
120266  
120267  
120103

Offender's Name

ELIJAH WELLS

*Please put a copy in each E. Wells file  
Thanks*

OFFENSE TITLE	JURISDICTION	CASE NUMBER	DATE OF CONVICTION	JUVE		ADULT		NOT RELIED	
				FELONY		FELONY			A-MISD
				PERSON	NON-PER	PERSON	NON-PER		PERSON
1 PCS - Meth	✓ Klam.	1102281	9-13-11				X		<input type="checkbox"/>
2 Res. Arrest	Klam	1002675	12-13-10					X	<input type="checkbox"/>
3 PCS - Meth	LAKE	100090	5-4-10				X		<input type="checkbox"/>
4 DCS - Misd.	Klam.	0902070	5-5-10					X	<input type="checkbox"/>
5 Identity Theft	Klam.	0700896	5-8-07				X		<input type="checkbox"/>
6 PCS - Meth	✓ Klam	0702504	11-13-07				X		<input type="checkbox"/>
7 Res. Arrest	Klam	0702504	11-13-07					X	<input type="checkbox"/>
8 Crim Poss. Forged Inst.	Klam	0700896	5-8-07				X		<input type="checkbox"/>
9 Res. Arrest.	Lake	060317	5-16-07					X	<input type="checkbox"/>
10 False Info Police Officer (M)	Lake	060317	5-16-07					X	<input type="checkbox"/>
11 False Info Police Officer (M)	Klam	0502116	8-2-05					X	<input type="checkbox"/>
12 PCS F	Klam	0500406	2-22-05				X		<input type="checkbox"/>
13 Att. Elude M	Klam	0402677	10-29-04					X	<input type="checkbox"/>
14 PCS - F	Klam	0402488	10-29-04				X		<input type="checkbox"/>
15 PCS - F	Klam	0402488	10-29-04				X		<input type="checkbox"/>
16 PCS - F	Klam	0200202	2-5-02				X		<input type="checkbox"/>
17 False Info Police Officer	Medford	963533	8-23-96					X	<input type="checkbox"/>
18 B/10 (Misdemeanor)	Jackson	9510591	12-8-95				X		<input type="checkbox"/>
19 Harassment	Jackson	9510591	8-3-95						<input checked="" type="checkbox"/>
20									<input type="checkbox"/>

Defendant Classification: B

DATE OF WORKSHEET

PERSON CRIME TOTALS

3 10 4 4

Boxes checked are convictions NOT relied upon to establish the criminal history classification in this case.

4-2 FP

Lake County District Attorney Office

## Criminal History Worksheet

Pursuant to OAR 213-004-0013, the Defense Attorney must immediately provide written notice to our Office of any error in this proposed Criminal History Summary

Defendant Triston Dooley Court Case #s 130037

Offense Title	Jurisdiction	Case #	Conv. Date	P - F	NPF	P-M	NPM	O
1 Felon Poss. Wpn	Lake	110425	12/29/11		✓			
2 Del. MJ 1000' School	Lake	080239	6/14/10		✓			
3 Att. Com. Escape 2°	Lake	100054	6/9/10		<del>✓</del>		✓	
4 Att. Com. Assault P.S.O.	Lake	100054	6/9/10			✓		
5 DWS-M	Lake	090027	3/9/09				✓	
6 DWS-F	Lake	990069	2/5/02		✓			
7 A 3°	Lake	010167	2/5/02	✓				
8 DCS School 1000'	Lake	010013	2/5/02		✓			
9 DCS School 1000'	Lake	010294	2/5/02		✓			
10 PCS	Lake	010165	1/31/02		✓			
11 DUI	Lake	980333	2/8/99			✓		
12 Disorderly Conduct	Lake	98205	9/1/98					✓
13 DWS-m	Lake	9890	5/11/98				✓	
14 DUI	Lake	980042	4/6/98			✓		
15 Res. Arrest	Lake	97276	8/12/98			Ⓢ		
16 DUI	Lake	9500287	9/7/95			✓		
17 Menacing	Klamath	9102042	12/11/91			✓		
18								
Defendant's Classification <u>A</u>	Date of Worksheet <u>2-25-13</u>		Crime Totals	P - F 1	NPF 6	P-M 5	NPM 3	O

5 PM = 2 P-F ∴ = (3 PF)

# CLATSOP COUNTY DISTRICT ATTORNEY'S OFFICE CRIMINAL HISTORY WORKSHEET

PURSUANT TO OAR 213-004-0013, THE DEFENSE MUST IMMEDIATELY PROVIDE WRITTEN NOTICE TO THE DISTRICT ATTORNEY'S OFFICE OF ANY ERROR IN THIS PROPOSED CRIMINAL HISTORY SUMMARY

Court Case Number

Offender's Name

1300225 CR

Howard Hughes

OFFENSE TITLE	JURISDICTION	CASE NUMBER	DATE OF CONVICTION	JUVE		ADULT		NOT RELIED	
				FELONY		A-MISD			
				PERSON	NON-PER	PERSON	NON-PER		
CCW	Klam.	0002873	7/30/01						<input checked="" type="checkbox"/>
1 Theft 1 <sup>o</sup>	Klam.	1100796	6/15/11				✓		<input type="checkbox"/>
2 Felon Poss. Firearm	Klam.	1100796	6/15/11				✓		<input type="checkbox"/>
3 PCS - Meth	Klam.	1100796	6/15/11				✓		<input type="checkbox"/>
4 Felon Poss. Restr. Weapon	Klam.	1100677	6/15/11					✓	<input type="checkbox"/>
5 FTA - 2 <sup>o</sup>	Klam.	1002947	6/15/11					✓	<input type="checkbox"/>
6 PCS (F)	Klam.	1002539	9/28/10				✓		<input type="checkbox"/>
7 PCS (F)	Klam.	1002539	6/15/11				✓		<input type="checkbox"/>
8 Felon Poss. Restr. Weapon <sup>STUN GUN</sup>	Klam.	1000925	6/14/10					✓	<input type="checkbox"/>
9 PCS - Meth	Klam.	1000925	6/14/10				✓		<input type="checkbox"/>
10 Tampering w/ Evidence	Klam.	1000146	2/12/10					✓	<input type="checkbox"/>
11 PCS - (F)	Klam.	1000099	2/12/10				✓		<input type="checkbox"/>
12 PCS - Meth	Klam.	10000146	2/12/10				✓		<input type="checkbox"/>
13 PCS - Meth	Klam.	0902222	2/12/10				✓		<input type="checkbox"/>
14 PCS - Meth	Klam.	0901768	2/12/10				✓		<input type="checkbox"/>
15 Theft 1	Klam.	0203173	1/14/03				✓		<input type="checkbox"/>
16 Poss. Prohibited Firearm	Klam.	0203173	1/14/03				✓		<input type="checkbox"/>
17 Felon Poss. Body Armor	Klam.	0203173	1/14/03				✓		<input type="checkbox"/>
18 PCS (F)	Klam.	0203173	1/14/03				✓		<input type="checkbox"/>
19 PCS (F)	Klam.	0203173	1/14/03				✓		<input type="checkbox"/>
20 FTA - M	Gilliam	01V0732A	7/16/01					✓	<input type="checkbox"/>
8-E/6-E/1-E/6-E/M Defendant Classification:		DATE OF WORKSHEET		PERSON CRIME TOTALS					
E		2-15-13							

Boxes checked are convictions NOT relied upon to establish the criminal history classification in this case.

8-E 25-26

6-E 10-12

Lake County District Attorney's Office  
**Criminal History Worksheet**

Pursuant to OAR 213-004-0013, the Defense Attorney must immediately provide written notice to our Office of any error in this proposed Criminal History Summary <sup>2</sup>

Defendant Don Lake Court Case #s 130038 **REVISED**

Offense Title	Jurisdiction	Case #	Conv. Date	P - F	NPF	P-M	NPM	O
1 PCS Heroin	Lake	120101	4/9/12		✓			
2 PCS Meth	Lake	120101	4/9/12		✓			
3 PCS Meth	Lake	110429	4/9/12		✓			
4 Injury 2°	Lake	080079	5/12/08				✓	
5 Harassment	Lake	060086	8/2/06			✓		
6 Theft 2	Lake	080079	5/12/08				✓	
7 DWS-M	Jackson	640620	5/4/05				✓	
8 T/2	Jackson	040266	1/4/05				✓	
9 DCS-F	Jackson	041973	3/28/05		✓			
10 Felon Poss. Wpn.	Jackson	994072	2/23/00				✓	
11 PCS - Meth	Jackson	950841AC3	4/12/95		✓			
12 PCS - Meth	Jackson	943403CC3	4/12/95		✓			
13 PCS - Meth	Jackson	951180C1	4/14/95		✓			
14 PCS - Meth	Jackson	944511CC3	9/8/95		✓			
15 Possession Destructive Dev.	Jackson	944511CC3	9/8/95	✓				
16 CCW	Jackson	951180C1	6/29/95				✓	
17 Menacing	Jackson	950841AC3	4/12/95			✓		
18 Recklessly Endang.	Jackson	944702C2	4/12/95			✓		
Defendant's Classification <u>A</u>	Date of Worksheet	Crime Totals	P - F	NPF	P-M	NPM	O	
	<u>2-25-13</u>		1	8	4	5		

End. Welfar Minor

Jackson 944511CC3 9/8/95

4 AM - 705 = (3 P-F)



April 19, 2013

State Senator Richard Devlin , Co-Chair  
State Representative Peter Buckley, Co-Chair  
Ways and Means Committee  
900 Court St. NE., S-209  
Salem, OR 97301

Dear Senator Devlin and Representative Buckley,

The Bend Chamber of Commerce is a strong supporter of the expansion of the Oregon State University-Cascades campus.

We believe this is the single most important effort within our community to champion economic development. The expansion will significantly position Central Oregon for positive and sustainable future growth. The campus will impact both short term growth in the way of jobs from construction, teachers and support staff, but more importantly, it will have long term implications in determining how we will develop a workforce for our future, not only for our own community, but to also contribute to our state's prosperity.

The Bend Chamber represents over 1,250 businesses and 23,000 employees in the Central Oregon region. Our organization is unique in the chamber of commerce world in that, as a nonprofit, we receive zero funding from our local government, and we do not receive money in the form of grants to support our work. We are entirely supported by our members. I say this to underscore the challenge we face to place money away into a reserve account each year to build a fund for economic development and to impress upon you how cautious we are in its distribution.

We believe so strongly in this effort that we have pledged a \$50,000 donation to the Cascades Campus expansion. We have also developed a matching contribution program with our members where we will contribute another \$50,000 from our reserves to match dollar for dollar every donation we receive. All totaled, we hope to deliver \$150,000 to OSU.

I am proud of our community and the effort we have demonstrated to come together in a common goal to support our education infrastructure and spur economic development. It is our hope as an organization that that you will join with us, and all of Central Oregon, to help secure the funds needed to complete this journey.

Sincerely,

Tim Casey  
President & CEO

**Joint Ways and Means Committee  
Bend, Oregon  
April 19, 2013  
Testimony on behalf of the  
Oregon State Bar**

I am appearing on behalf of the members of the Oregon State Bar to advocate for adequate funding for the courts, low income legal services and indigent defense, the bar's three budget priorities for the 2013 legislative session:

Provide adequate support for the Oregon Judicial Department.

- Fund the department sufficiently to keep courts fully operational during business hours, five days a week, and provide funds to hire back staff lost over the last two biennia. Hiring back staff will enable courts to meet basic time lines in case disposition and public safety.
- Continue funding for Oregon eCourt, the department's ongoing project to make courts more efficient and to increase access to information.
- Fund the additional three judge panel of the Court of Appeals that was authorized in the 2012 session.
- Address judicial compensation. Oregon's judges are among the lowest paid in the nation.

Support for legal services for low income people.

- Maintain current funding levels derived from state court filing fees that support legal services.
- Use interest on certain pooled escrow accounts to provide additional funds for legal services.
- Establish a 50 percent tax credit for donations to the Campaign for Equal Justice, a private non-profit that raises funds to support legal services.

Support adequate funding for indigent defense services in criminal cases – a crucial part of the public safety system.

- Ensure fair compensation for publicly funded attorneys in the criminal and juvenile justice systems.
- Reduce caseloads for attorneys representing parents and children.

Respectfully submitted,

Dennis Karnopp



## Dennis C. Karnopp

---

**From:** Deborah J. Curry  
**Sent:** Friday, April 19, 2013 11:17 AM  
**To:** All Users  
**Subject:** Apparently the courthouse is closed today for Furlough Friday

Deb Curry  
Legal Administrative Assistant  
Karnopp Petersen LLP  
1201 NW Wall St., Ste 300  
Bend, Oregon 97701  
541-382-3011  
[djc@karnopp.com](mailto:djc@karnopp.com)



## Board of County Commissioners

P.O. Box 6005 • Bend, OR 97708-6005  
1300 NW Wall St, Suite 206 • Bend, OR 97701-1960  
(541) 388-6570 • Fax (541) 385-3202

[www.co.deschutes.or.us](http://www.co.deschutes.or.us)  
[board@co.deschutes.or.us](mailto:board@co.deschutes.or.us)

Tammy Baney  
Anthony DeBone  
Alan Unger

April 18, 2013

Joint Committee on Ways and Means -  
Subcommittee on Public Safety  
900 Court St. NE  
Salem, Oregon 97301

Dear Members of the Subcommittee on Public Safety:

The Deschutes County Board of Commissioners and Deschutes County 9-1-1 Service District endorse HB 3317-A and encourage your support of this bill. Deschutes County 9-1-1 serves as the 9-1-1 communication center for seventeen police, fire/EMS, and public safety agencies in Deschutes County.

HB 3317-A extends the existing 9-1-1 tax until December 31, 2021. Without this extension, 9-1-1 centers throughout Oregon will lose an important revenue source that supports ongoing operations. In addition, the bill provides a mechanism to apply the 9-1-1 tax to prepaid cell phones. Without this legislative change, customers of prepaid cell phones will continue to *not* pay the 9-1-1 tax that other cell phone users (those that pay for their cell phone via a monthly bill) pay. The bill will require carriers that offer prepaid cell phones to remit the 9-1-1 tax to the Department of Revenue, similar to how the tax is collected for non-prepaid cell phones.

Finally, we would like to note that we support Representative Jason Conger's position that the 9-1-1 tax should remain a revenue for local 9-1-1 communication centers and not be diverted to the State.

Thank you for your consideration of support for HB 3317-A.

Alan Unger, Chair  
Board of County Commissioners

Tammy Baney, Vice-Chair  
Board of County Commissioners

Anthony DeBone, Commissioner  
Board of County Commissioners

Robert J. Poirier, Director  
Deschutes County 9-1-1 Service District



**CITY OF  
PRINEVILLE, OREGON  
POLICE**



400 NE 3RD STREET  
PRINEVILLE, OREGON 97754  
(541) 447-4168 • FAX (541) 447-8619

April 12<sup>th</sup>, 2013

Co-Chairs, Representative Buckley, Representative Richardson, Senator Devlin  
Joint Ways and Means Committee  
900 Court St. NE  
Salem, Oregon 97754

Re: Support for HB 3317-A

Dear Committee Co-Chairs,

Please accept the attached letter from Mayor Betty Roppe and this cover letter as our endorsement of HB 3317A. 9-1-1 is a complex system that is based on technology that is changing more rapidly than ever before. As the CEO of the only 911 Center in Crook County, encompassing nearly 3000 square miles, I applaud your Committee's efforts on finding smart solutions that will help sustain this most critical public safety service for years into the future.

A handwritten signature in dark ink, appearing to read "Eric C. Bush".

Eric C. Bush

Chief of Police City of Prineville / Member: Oregon Association of Chiefs of Police (OACP) and Association of Public Safety Communications Officers (APCO)

Enclosure: Letter from Mayor Betty Roppe



# City of Prineville

387 NE THIRD STREET ♦ PRINEVILLE, OREGON 97754

## OFFICE OF THE MAYOR

Phone: (541)447-5627

FAX: (541) 447-5628

EMAIL: [broppe@cityofprineville.com](mailto:broppe@cityofprineville.com)

Web Site: [www.cityofprineville.com](http://www.cityofprineville.com)

April 8, 2013

Representative Mike McLane  
900 Court St. NE  
Salem, Oregon 97754

Re: Support for HB 3317-A

Dear Representative McLane,

The City of Prineville asks for your support of HB 3317-A, which requires pre-paid wireless telephone and Voiceover Internet Protocol (VoIP) providers to collect and remit state emergency communications taxes like all other land line and wireless providers in Oregon. State law requires each circuit capable of accessing 9-1-1 to pay a 75 cent per month tax. Currently, pre-paid devices can access 9-1-1 services but are not expressly required to collect and remit the tax. We support clarifying that pre-paid wireless and VoIP devices are also required to pay the emergency communications taxes.

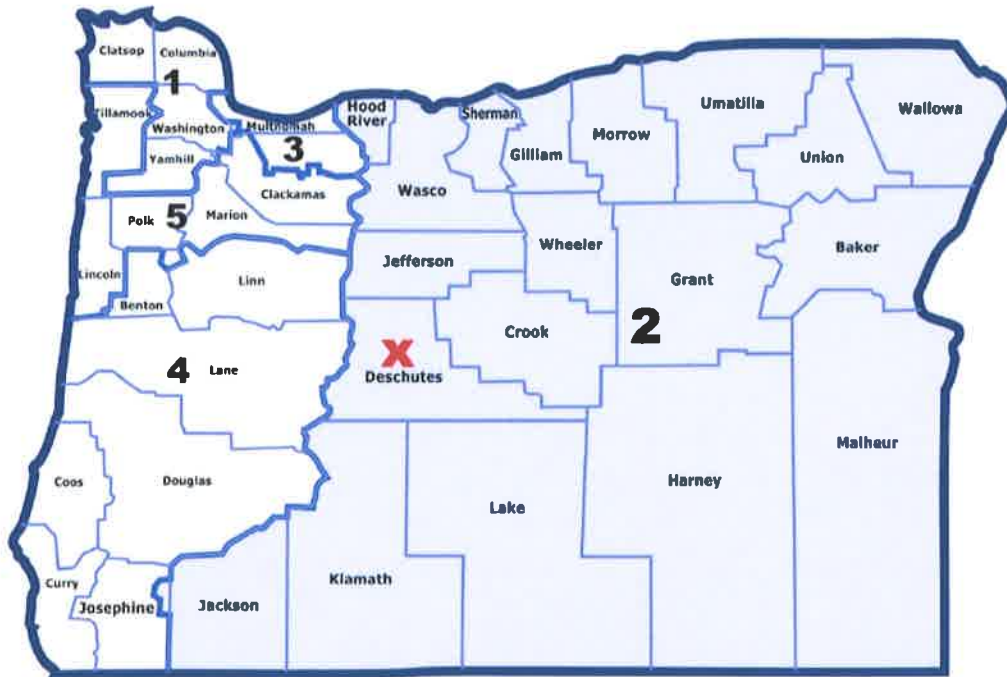
The City of Prineville's Police Department provides 9-1-1 call answering and dispatch services for all police, fire and emergency medical responders in Crook County. On average the Prineville 9-1-1 center answers more than 20, 9-1-1 emergency calls every day, 7,445 annually.

For more than 30 years the 9-1-1 excise tax has provided critical funding to support and implement 9-1-1 services to all of Oregon. For Prineville and Crook County, the 9-1-1 tax means nearly \$300,000 in annual revenue. These funds are critical to our ability to provide efficient and effective service to our community.

Over the last several years the pre-paid wireless and VoIP markets have grown steadily. Out of the 7445 calls made annually we estimate that well over half are made by wireless devices. Out of those, based on national statistics, about 25 percent of those calls are made from pre-paid cell phones. Based on those statistics we estimate that the state 9-1-1 system loses at least \$6.8 million annually in critical emergency communications resources.

HB 3317-A does not create a new tax. Rather, it brings equity to the market and requires prepaid phones and VoIP devices to support the 9-1-1 system like traditional wireline and contract wireless providers have been doing for years.

# Don't take away our support!



**Bethlehem Inn is the ONLY emergency homeless shelter for men, women and children on this side of the mountains.**

Last year, over 1,000 individuals and families received housing, meals, and basic support services to help them get back on their feet. And the number of families served increased by 75% over the previous year.

Where do our funding and in-kind donations come from? 90% comes from individuals, foundations and businesses. If the charitable giving laws change (HB 2001, HB 2456 & SB 305), our long-term sustainability will be in jeopardy. Like so many other non-profit organizations, our safety net is fragile, and we rely heavily on the incentive of charitable tax deductions to keep our doors open.

**Please, do not impact our funding sources by taking away charitable deductions.**

**You/We can do better...**

Pat Ackley, President  
Board of Directors

 **bethlehem  
inn** shelter • help • hope  
[www.bethleheminn.org](http://www.bethleheminn.org)

Gwenn Wysling,  
Executive Director

# MENTOR

## Research Institute

818 NW 17<sup>th</sup> Ave. Suite 2  
Portland, OR 97209-2327

April 19, 2013

To: Whom it may concern

Regarding: Tobacco Cessation in Central Oregon

### Board of Directors

Michael P Dunlap, PsyD  
**President**

Christine Glenn, PhD  
**Secretary**

Katherine M Leonard, PhD  
**Treasurer**

Michael G Conner, PsyD  
**Director**

Kevin Rea  
**Director**

Patsy Cobb  
**Director**

MentorResearch.org  
StepOneforParents.org  
OregonCounseling.org  
CrisisCounseling.org  
WildernessTherapy.org  
OutdoorTherapy.org

501 c 3 Non-Profit  
Tax Id: 91-1777183

### Mentor Research Institute A non-profit

educational and research  
organization with focus on  
mental health for youth and  
families; homelessness,  
effective intervention, public  
and professional education.

**Founded 1995**

Mentor Research Institute and the American mental health alliance are two Portland-based organizations that are currently in the process of forming an independent practice mental health association in Central Oregon. The Central Oregon chapter has 32 mental health professionals and is growing. We are developing and establishing a relationship with the Central Oregon Health Council that oversees our CCO. We have collaborative relationships evolving with the Central Oregon Independent Practice Physician Association and we are piloting innovative programs for screening as well as providing coordinated and accountable care.

Our Association is unique in that all members have agreed to use the same electronic health records system and an online screening and outcome measurement system. We are also establishing clinical practice and treatment guidelines for important health concerns such as depression, diabetes, hypertension, and substance misuse and tobacco cessation. We believe these are among the most important areas in which behavioral and mental health professionals working with physicians can make the biggest difference in the health of our community. Tobacco cessation is probably the single most important health problem with devastating consequences...Yet behavioral and mental health professionals are not trained to screen, treat or effectively refer their patients to tobacco cessation programs.

We have a wonderful tobacco cessation program at Bend Memorial Clinic that is not utilized to its fullest potential primarily because our community is not aware of the program and we have no effective referral process or materials. This is a free program and it is proving to be effective and yet it is a resource that few people in the community are aware of. We believe that mental health professionals and physicians need to come together and talk to each other about the best ways to reduce tobacco use in our community. We need funding to identify and develop the means and mechanisms to make effective referrals to physician groups that have tobacco cessation programs. We also need funding to train behavioral and mental health professionals to work effectively with physicians and tobacco cessation programs.

A large number of patients with mental health problems are addicted to cigarettes and chewing tobacco. It is important that we not simply focus on mental health and physical health, but rather we need insure there is proper screening, effective referrals and mental health alignment with physician groups that have tobacco cessation programs.

Sincerely,



Michael Conner, PsyD



Deschutes County Board of County Commissioners  
1300 NW Wall St., Suite 200, OR 97701-1960  
(541) 388-6569 - Fax (541) 385-3202

[www.deschutes.org](http://www.deschutes.org)

Alan Unger, Commissioner  
[alanu@deschutes.org](mailto:alanu@deschutes.org)

---

April 19<sup>th</sup>, 2013

## OREGON WAYS AND MEANS JOINT COMMITTEE

### **State, County and City Governments:**

- We are all elected and working for the good of all our citizens. We are a team
- Budgets are interconnected. What you add or subtract from our funding is reflected in the level of service we provide.
- Counties are a direct service provider for the state.

### **OSU-Cascades 4-year university:**

lottery bonding authority in the Governors budget. A 4 year university is critical for economic development in Central Oregon.

### **Budget issues:**

- PERS Deschutes County costs will rise from 9 million to 12 million next budget. The County will have less money to invest in services and programs for our citizens.
- HB2712 reduced fines going to justice court. Justice court is now underfunded. If we quit funding Justice court it will put pressure on Circuit court. Circuit court is already underfunded and over worked.  
Support HB 2857 & SB 180 to fix HB2712

### **Governors budget: please support:**

- OSU-Cascades funding
- Regional Solutions funding
- Forest Health funding
- Water management funding



**Joint Committee on Ways and Means**

**Public Testimony in Bend, Oregon**

**April 19, 2013**

- **Commend Co-Chairs of Ways & Means on their budget proposal and for this opportunity to comment.**
- **Agree that the focus should be on recovery and reinvestment with a disciplined and balanced approach.**
- **Agree that priorities must be education, health care, public safety, and natural resources.**
- **4 brief suggestions:**
- **1. Encourage the committee and legislature to continue to look for savings from limiting tax expenditures:**
  - **Sunset unjustifiable or unfair tax credits and deductions.**
  - **Elimination of loopholes and unfair tax breaks for large corps & the wealthy.**
- **2. Encourage the committee and legislature to continue to look for savings from efficiencies:**
  - **Reduction in department and agency redundancy.**
  - **Improvement in staffing ratios that reduce bureaucracy.**
- **3. Encourage the committee and legislature to continue to thread the needle with PERS:**
  - **Identify fair & legal reform that results in savings and stability.**
  - **Ask more from higher income recipients.**
  - **Acknowledge impacts on retired teachers, police officers, fire fighters, and public health and justice workers.**
- **4. Encourage the committee and legislature to exercise leadership in the discussion of broad state tax reform, including addressing the missing leg of our revenue stool and the fact that we currently over tax work and under tax consumption.**

**Governor Tom McCall: "Quality of life is the sum total of the fairness of our tax structure; the caliber of our homes; the cleanliness of our air and water; and the provision of affirmative assistance to those who cannot assist themselves."**

**Thank you,  
Nathan Hovekamp**



TOGETHER WE FIND SOLUTIONS

1130 NW Harriman  
Suite A  
Bend, OR 97701  
ph: 541 385~1717  
[www.deschutes.org/ccf](http://www.deschutes.org/ccf)

April 19, 2013

To: Co-chair Devlin, Co-chair Buckley and the Ways and Means Committee Members  
From: Jessica Jacks, Substance Abuse Prevention Coordinator, Deschutes County

Dear Ways and Means Committee:

I know we have a shared interest in a safe, healthy and prosperous Oregon. Properly funding prevention is a necessary element toward this vision. With health care system transformation much attention has been on reducing costs. To that end prevention has been upheld as a way to improve the health of Oregonians while decreasing the burden on our health care system. Simply said if we can stop disease before it starts we have a happier and more productive community.

We so often hear the phrase "an ounce of prevention is worth a pound of cure". In addition, we often hear leaders and community members say more focus should be placed on prevention. Yet despite those remarks and the research that validates prevention's effectiveness, prevention is often lost as a priority.

In these tough times, prevention is more critical than ever, especially for our youth. With limited budgets, we rely heavily on community partners, coalition advocates, and key leaders like you to have a strong voice for prevention.

I care about the health, safety, and well-being of our residents and I know you do too. Please continue to look for ways to fund, support and uphold prevention.

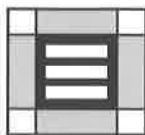
In Partnership,

A handwritten signature in blue ink that reads "Jessica Jacks". The signature is written in a cursive, flowing style.

Jessica Jacks, MPH, CPS  
1130 NW Harriman, Bend, Oregon 97701  
(w) 541-330-4632; (c) 541-977-5009

- Bend resident
- Parent
- Prevention professional
- Proud native Oregonian

**Our Vision: Healthy Children, Strong Families, Supportive Communities**



## ECONOMIC DEVELOPMENT FOR CENTRAL OREGON

DESTINATION OPPORTUNITY

April 19, 2013

**To: Oregon State Legislature Joint Ways & Means Committee**

Dear Distinguished Legislators:

First, I would like to thank you for coming to Bend this evening for your hearing. Economic Development for Central Oregon (EDCO) has been the tri-county region's (Crook, Deschutes and Jefferson) lead economic development organization for the past 32 years. As the largest non-profit economic development organization in Oregon, we have had success in recruiting new jobs and industry over that period, facilitating the successful relocation or expansion of more than 155 companies that created 4,200 new, well-paying jobs over the past decade.

For years, the Central Oregon region has faced headwinds for our business development work because the region has lacked a four-year university. That we are one of the only geographically isolated regions in the country with population base of more than 230,000 residents without a four-year university is a fact not welcomed by most companies. Over the past decade and a half, EDCO and other local organizations have had a number of studies conducted about what critical assets are needed to improve economic stability in the region. All have recommended that establishment of a four-year university as a top priority. In fact, this has been among the very highest priorities in the tri-county area for more than 20 years.

The time has come for this situation to change. In Oregon State University, the region has a strong and committed partner to build a quality branch campus and degree programs in Bend. The Oregon University System has officially supported this effort and Governor Kitzhaber has been enthusiastic with his endorsement – both in his proposed budget and public addresses. Central Oregon as a region has also stepped up to the challenge – raising nearly \$4 million in donations from individuals, businesses, chambers of commerce, industry associations and local government to leverage state investment to build a campus.

Led by Bend, the Central Oregon area has an opportunity to be a national model for development of a robust ecosystem to foster successful entrepreneurship and start-ups. The Kaufmann Foundation, the leading charitable and research organization in the U.S. for entrepreneurship, has conducted a number of studies spanning decades that indicate young companies create a majority of new jobs in today's economy.

The role a fully-loaded branch campus would play in realizing this lofty goal cannot be underestimated. Research, learning and innovation spawned by the university are key ingredients in building a vibrant economy that is capable of generating the next generation of well-paying jobs. High technology, bioscience, software, alternative energy and engineering firms have already been working in close partnership with OSU Cascades in the development of new coursework and degrees.

EDCO fully endorses the recommended budget allocation in Governor Kitzhaber's budget to build a four-year campus, and to make this longstanding Central Oregon dream a reality. We have no doubts that the results of that decision will live up to the lofty expectations of the state and region to help transform our economy.

Thank you for your consideration on this important issue.

Respectfully,



Roger J. Lee  
Executive Director

**EDCO Board of Directors:**

Katherine Tank, Partner, Schwabe, Williamson & Wyatt, P.C.  
Greg Lambert, President, Mid Oregon Personnel Services, Inc.  
Bill Anderson, President & CEO, Mid Oregon Federal Credit Union  
Amy Tykeson, Owner and CEO, BendBroadband  
Angela Price, Business Manager, Pacific Power  
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Wayne Fording, Commissioner, Jefferson County  
Steve Forrester, City Manager, City of Prineville  
Andy High, VP of Government Affairs, Central Oregon Builder's Association  
Becky Johnson, Vice President, OSU-Cascades  
Mike Malmquist, Senior Lending & Region Manager, US Bank  
Matthew McCoy, VP for Administration, Central Oregon Community College  
Bill Robie, VP of Government Affairs Director, Central Oregon Association of Realtors  
Scott Ramsay, Councilor, City of Bend  
Kirk Schueler, Chief Administrative Officer, St. Charles Medical Center  
Sean Watt, Market President, Home Federal Bank  
Greg Hagfors, CEO, Bend Memorial Clinic  
Susan Reed, Vice President & General Manager, CenturyLink  
Steve Hultberg, Attorney, White Parks & Alexander, LLP  
Alana Hughson, Executive Director, Central Oregon Visitor's Association  
Jason McKibbin, Chief Operating Officer, MediSISS  
Jeff Staudenmaier, Region Manager, Cascade Natural Gas Corporation  
Ryan McHugh, Financial Advisor, UBS  
Britt Spaulding, General Manager, Round Butte Seed  
Bruce Daucsavage, President, Ochoco Lumber Company  
Carolyn Eagan, Business Advocate, City of Bend

---

**From:** Jerry Hubbard <jhubbard@chamberscable.com>  
**Sent:** Thursday, April 25, 2013 4:45 PM  
**To:** waysandmeans budget  
**Cc:** 'dana.martin@oregonstate.edu.'  
**Subject:** OSU Extension in Central Oregon

To whom it may concern;

My name is Ann Juttelstad, a volunteer with OSU Extension Service Family Community Health and Nutrition Services, and a trainee in the Master Food Preserver Program.

The OSU Extension community outreach programs are vital to our rural communities here in Central Oregon, as well as around the state. With so many families in need in this region, our services are essential to helping people learn to feed themselves and their families, utilizing the foods that are available to them through such programs as Neighbor Impact, Care and Share, The Salvation Army and others. Often, these families have found themselves in need of food aid for the first time, and are overwhelmed by their circumstances.

As volunteers, we help people understand what types of foods are in their donated food baskets. Often, the foods they receive are unfamiliar and, while nutritious, may never see the dinner plate. We volunteers give our families samples, recipes and preparation tips for these foods, as well as some welcome social interaction. Sometimes a fruit smoothie is all it takes to make a hungry child's day.

In addition, the Master Food Preserver program is an important service that provides sound food safety information for those who, for financial or health reasons, are interested in preserving their own foods for their families at home. On average, the United States sees 3,000 deaths per year due to food poisoning. We believe with education and outreach that many of these deaths can be prevented. In 2012 alone more than 32,000 contacts were made in Oregon through the Master Food Preserver program. Surely some of these contacts prevented serious illness, and maybe death. This is an important program for the health of all the citizens of Oregon.

I know that the Ways and Means Committee addressed a \$7 million shortfall in the Governor's budget by adding \$5.7 million to the budget for the Statewide Public Service Programs. We thank you for this.

I implore you to add the additional \$1.3 million in order to help us serve our communities with not only OSU Extension volunteers, but also with the Ag Experiment Station, the Forest Research Lab, and youth outreach programs. These funds will be used to improve the health and safety of our communities by teaching forest health and management, food production and home gardening skills, and by enhancing agricultural profitability.

Thank you for all you have done for us. Please help us do even more.

Sincerely,

Ann Juttelstad

OSU Extension Service Family Community Health and Nutrition Services

Master Food Preserver Trainee

541-593-177

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**From:** Tina Bell <tinabell@madras.net>  
**Sent:** Monday, April 29, 2013 11:11 AM  
**To:** waysandmeans budget  
**Subject:** Ways and Means Letter  
**Attachments:** 20130429\_110748.pdf

Good Day,

Mike Weber has asked that I forward onto you the attached letter.

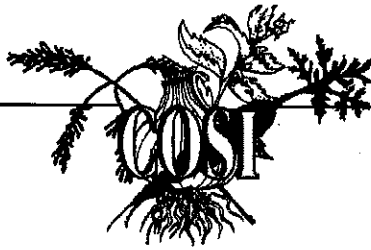
If you have any questions, please contact Mike.

Best regards,

Tina Bell  
Central Oregon Seeds, Inc.

--

This message has been scanned for viruses and dangerous content by **MailScanner**, and is believed to be clean.



April 29, 2013

Distinguished Senator and/or Representative;

My name is Mike Weber, managing partner of Central Oregon Seeds, Inc. (COSI) in Madras, Oregon. COSI has been in existence since 1979. My company employs 20 full-time and 16 part-time individuals. Our core business is contract seed production with farmer in Jefferson County. COSI represents many of the turf and vegetable seed breeding companies from around the world. Our gross sales will exceed \$30 million USD for the 2012 crop.

I am writing to you because of my concern about the proposed budget for the Agricultural Experiments Stations, which would have a significantly negative impact on my business and all the farmers in the Central Oregon area.

The CO-Chairs of the Ways and Means Committee addressed a \$7 million shortfall in the Governor's budget by adding \$5.7 million to the budget for the Statewide Public Service Programs. This is absolutely a significant step in the right direction, but it is still \$1.3 million short of what is needed to provide the same level of services that the Statewide Public Services are providing this biennium. Without the additional \$1.3 million, positions will be lost in all three programs – AES, FRL and Extension.

In order to maintain current service levels, the Statewide Public Service Program needs a 7% budget increase over the last biennium. A 7% increase will also equalize the Statewide Public Service Programs with the rest of Oregon University System's recommended budget.

The Central Oregon Ag Research Central (COARC) has had a significant impact on the growth and consistency of the carrot seed business in Jefferson County. The quality of seed produced is the highest in the world which places us as the #1 carrot seed production area.

I urge the committee to consider funding the Statewide Public Services fully by recovering the additional \$1.3 million in the next biennium needed to meet the current level of service. By doing so, these critical components of higher education would be treated fairly and equitably with the remainder of higher education.

Thank you for giving me the opportunity to speak on behalf of the farmers, ranchers and citizens of Oregon.

Best regards,

Mike Weber  
Managing Partner  
Central Oregon Seeds, Inc.

**CENTRAL OREGON SEEDS, INC.**

1747 NW Mill Street  
Madras, OR 97741

Phone (541) 475-7231  
Fax (541) 475-7233



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**From:** Muriel Delavergne-Brown <mdelavergnebrown@h.co.crook.or.us>  
**Sent:** Monday, April 22, 2013 9:25 AM  
**To:** waysandmeans budget  
**Subject:** Muriel DeLaVergne-Brown's Testimony from 4/19/13 in Bend, Oregon  
**Attachments:** Crook County Testimony - Public Health.docx

*Muriel DeLaVergne-Brown, MPH, RN  
Public Health Director*

*Crook County Health Department  
375 NW Beaver St., Ste. 100  
Prineville, Oregon 97754  
Phone 541-447-5165 ext. 206  
Cell 541-999-4018*

*"In your dreams, nothing is impossible. And our dreams are who we are."*  
*Barbara Sher*

Communities and volunteers working together to make Oregon an even better place to live.

**April 19, 2013**

**To: Co-Chairs of the Joint Committee on Ways and Means  
Representative Buckley and Senator Devlin and members of the  
committee.**

My name is Muriel DeLaVergne-Brown, RN, MPH and I am the public health administrator for Crook County. Thank you for the opportunity to provide testimony on the state budget development in regards to supporting funding for local public health in the Oregon Health Authority budget, HB 5030.

I'd like to talk about a couple of issues and areas of public health that need additional investments and talk about some of our successes with our local CCO.

**Tobacco:**

1. Preventing youth from smoking and assisting adults to quit by creating healthy environments is something that local public health works on every day, and we would encourage the Ways and Means Committee to invest at least 10% of the Tobacco Master Settlement Agreement into the Tobacco Prevention and Education Program.
2. TPEP provides funding to local communities across Oregon which helps to fund local community prevention interventions and create healthy, smoke-free environments.
3. Since the TMSA was signed in 1998 not a single penny of the TMSA funding has been invested in tobacco prevention.
4. Crook County adult smoking rates are 22% and 25% of our 11<sup>th</sup> graders have used tobacco which is above the national average. We need continued investment in this important prevention strategy to improve health.

**Imagine your job description includes: help prevent diseases in your community; promote healthier choices among your fellow residents; protect local food, water and air; prepare for health emergencies. No small task, right?**

We are the first responders when a disease breaks out and make quick, crucial decisions to contain outbreaks. We inspect restaurants to keep our dining experiences from making us sick. We monitor and promote vaccines and immunization programs that often focus on our children. It's a 24/7/365 responsibility, one that covers the entire population, and no one else does this work.

Last year, we were in the midst of one of the only meningococcal outbreaks of which there only a few in the country each year. Once CDC called the outbreak,

Public Health led the effort with community partners.

- Enlisted the assistance of the 211 system and Oregon State Public Health.
- Provided a risk communication packet to medical providers.
- Coordinated additional vaccine orders for medical providers and within two weeks over 2800 vaccinations were provided with 37% were provided by the department, 37% by private providers, and 26% by pharmacies.

Outcomes:

- Meningococcal vaccination rates in 11-18 year olds in Crook County – 43% to 70%
- No more cases

**A small but important element of the Oregon Health Authority's budget in the public health division is "State Support for Public Health" this funding stream is allocated to local health departments for communicable disease prevention, investigation and reporting.**

**Oregon ranks 39<sup>th</sup> for state public health funding. The national median is 30.61 per capita while Oregon is 15.67 per capita.**

**I would encourage you to invest more state general fund into State Support for Public Health to fund this core public health work.**

**Finally, I want to quickly give a couple of examples of our successes with our Public/Private Partnerships with our CCO.**

Our County plays an active role in health transformation in our region, in partnership with Deschutes and Jefferson counties as well as many stakeholders in our health system. We are intimately involved with the CCO and its success. In addition, thru WEB-CO, our regional 3-county health and education organization, we take an active role in bridging health and education reform efforts and in preparing for an Early Learning Council in our region.

1. **Regional health assessment** – All three public health agencies led the development of the first regional comprehensive health assessment for our area. The assessment was used in our CCO application and in building a regional Health Improvement Plan, our CCO requirement.
2. **Regional *Healthier Central Oregon* web site** – All three public health agencies, with support from Pacific Source as our CCO and St. Charles Health System, are hosting a web site with health data and resources for the general public.

3. **Maternal Child Health Initiative** – the public health agencies in Central Oregon participate in a regional best practice *Nurse Family Partnership* program to help high-risk first birth families. The project is coordinated by one of the three counties. This project was recently expanded with a sizable health transformation grant through our CCO and the Central Oregon Health Council.
4. **Shared work on national public health accreditation** – two of the public health agencies have applied for national accreditation and are building the necessary materials, projects and supports together for successful national accreditation in 2015.

I would encourage you to invest in local public health this biennium to improve the health of citizens in Oregon.

**Public Health is concerned with protecting the health of the entire population. Our communities expect it and count on us to lead this effort.**

**Thank you for your time.**

---

**From:** Bernhard Masterson <bernhard\_masterson@hotmail.com>  
**Sent:** Sunday, April 21, 2013 7:05 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

**Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.**

---

**For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.**

**In 2013-15, Oregon has access to \$120 million in tobacco settlement funds. We are now in a position to fulfill the promise of the 1998 settlement agreement by protecting our children from the harm of tobacco use.**

**I urge you to dedicate these funds toward the following priorities:**

- \$73 million for health transformation to fund CCOs and community health initiatives to improve health outcomes and leverage federal matching funds**
  - \$35 million to children's health by investing in physical education and school-based health care centers to reduce chronic illness, improve mental and oral health, and encourage healthy behaviors**
  - \$12 million to reduce smoking by investing in tobacco prevention and education programs**
- 

**I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.**

**Sincerely,  
Bernhard Masterson  
3100 SE Westview Ave  
Oak Grove, OR 97267-4640**

---

**From:** cjsmith@bendbroadband.com  
**Sent:** Saturday, April 20, 2013 1:01 PM  
**To:** waysandmeans budget  
**Subject:** extension funding  
**Attachments:** Card for <cjsmith@bendbroadband.com>.vcf

I would like to add my families names to those who support the OSU Extension Programs. All 3 of our children were active members of 4-H in Clackamas County. My husband & I were leaders of a sheep group. Our family participated in groups for horses, pigs & sheep. We were also a part of the Guide Dogs for the Blind. The principles of 4-H helped my teens get through some difficult times. I am forever grateful for the support of the extension agents . I now live in a different county, but still see evidence of the good work that 4-H is doing for its younger citizens. I would hate to see program cuts affect our youth.

I am presently a volunteer in the Nutrition Education program. This too is a very important program, especially with so many people trying to live on very tight budgets. I feel the work that we do here in Deschutes County is very valuable to those in need.

Please continue to fund these programs, as they are very important to those who participate.

Thank you. We ask for your help.

Carole J Smith, 10073 Juniper Glen Circle, Redmond OR 97756.



---

**From:** Tina Bissett <tina.bissett@gmail.com>  
**Sent:** Saturday, April 20, 2013 11:42 AM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

---

For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.

In 2013-15, Oregon has access to \$120 million in tobacco settlement funds. We are now in a position to fulfill the promise of the 1998 settlement agreement by protecting our children from the harm of tobacco use.

I urge you to dedicate these funds toward the following priorities:

- \$73 million for health transformation to fund CCOs and community health initiatives to improve health outcomes and leverage federal matching funds
  - \$35 million to children's health by investing in physical education and school-based health care centers to reduce chronic illness, improve mental and oral health, and encourage healthy behaviors
  - \$12 million to reduce smoking by investing in tobacco prevention and education programs
- 

I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.

Sincerely,  
Tina Bissett  
6324 SE 41st Ave  
Portland, OR 97202-7630

---

**From:** James Tyree <jamesltyreeii@gmail.com>  
**Sent:** Friday, April 19, 2013 8:23 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

---

For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.

In 2013-15, Oregon has access to \$120 million in tobacco settlement funds. We are now in a position to fulfill the promise of the 1998 settlement agreement by protecting our children from the harm of tobacco use.

I urge you to dedicate these funds toward the following priorities:

- \$73 million for health transformation to fund CCOs and community health initiatives to improve health outcomes and leverage federal matching funds
  - \$35 million to children's health by investing in physical education and school-based health care centers to reduce chronic illness, improve mental and oral health, and encourage healthy behaviors
  - \$12 million to reduce smoking by investing in tobacco prevention and education programs
- 

I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.

Sincerely,  
James Tyree  
9005 SW Caroline Dr  
Portland, OR 97225-1339

Please honor the intent of the Tobacco Master Settlement by supporting the TMSA Campaign's proposal and invest the Tobacco Master Settlement Agreement in PE, School Based Health Centers, Oregon's CCO's, Oregon's Transformation Center, and Oregon Tobacco Prevention and Education Program.

Thank you.

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<sup>i</sup> Oregon Health Authority.



**Testimony in Support of the TMSA Campaign's Budget Proposal**

April 20, 2013

Ways and Means Road Show

Diane Hedrick

Oregon Nurses Association Secretary and Board of Directors Member

Co-Chairs Devlin and Buckley, and members of the committee:

Thank you for the opportunity to testify in support of the Tobacco Master Settlement Agreement (TMSA) Campaign's budget proposal. My name is Diane Hedrick. I am a retired nurse, Secretary of the Oregon Nurses Association and a member of ONA's Board of Directors.

I'm testifying today on behalf of the Oregon Nurses Association (ONA). ONA is Oregon's oldest and largest nursing union and professional association, and is proud to represent over 13,000 registered nurses, advanced practice nurses, and nursing students in Oregon. Oregon Nurses make up the largest segment of Oregon's health care work force, and work in nearly every health care setting imaginable, from large hospitals to small local clinics, from corrections to school based health centers, and community-based public health.

ONA and other members of the public health community, including the American Heart Association, American Lung Association, Oregon School Based Health Centers, and the Oregon Medical Association, have proposed a spending package for the TMSA funds that focuses on tobacco prevention, tobacco cessation, and improving public health for all Oregonians. TMSA dollars were intended to support public health through the implementation of tobacco cessation and prevention programs that concentrated on youth education and programs that prevent kids from starting to smoke, and the TMSA Campaigns proposal focuses on that intent.

The campaign's proposal calls on you to invest Oregon's available TMSA dollars in Oregon through investing as follows:

- Physical Education—\$30 million
- School Based Health Center Expansion—\$5 million
- Coordinated Care Organizations—\$36.5 million (eligible for a federal match)
- Oregon's Transformation Center—\$36.5 million (eligible for a federal match)
- Oregon's Tobacco Prevention and Education Program—\$12 million

We were pleased to see the available TMSA funds are being directed towards health care, and that two key components of the campaign's proposal, Physical Education and funding for Oregon's Tobacco Prevention and Education Program, are mentioned in the Co-Chairs' budget as potential add backs. This is an important first step and an improvement from the past allocation of the TMSA funds. However, I am here today to strongly encourage you to find a way to fund the full proposal.

Investing in public health programs can result in significant savings. For example, investments in Oregon's Tobacco Prevention and Education Program (TPEP) yield a \$5 return for every \$1 spent on the program.<sup>1</sup>

To date Oregon has received nearly \$1 billion from the Tobacco Master Settlement Agreement since the first payment in 2000. While this is a lot of money, it is only 7 cents for every dollar the state has spent to treat tobacco-related illnesses in that same time period.

Investing the TMSA dollars in the campaign's proposal will help fulfill the original intent of the Tobacco Master Settlement Agreement and will help ensure young Oregonians are developing habits that will help shape them into healthy and productive adults, and will help them avoid chronic illness and unhealthy behaviors like smoking.

---

**From:** Phillip Kennedy-Wong <pkennedy-wong@oregonfoodbank.org>  
**Sent:** Friday, April 19, 2013 4:55 PM  
**To:** waysandmeans budget  
**Subject:** Testimony submission  
**Attachments:** Access Medford testimony W&M.pdf

Gina,

Please accept the attached testimony for the field hearings. (FYI- I also sent this to your personal email.) Thank you.

Phillip Kennedy-Wong  
Oregon Food Bank  
7900 NE 33<sup>rd</sup> Dr.  
Portland, OR 97211  
971-313-8306, office  
971-645-2601, cell  
[www.oregonfoodbank.org](http://www.oregonfoodbank.org)

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***... because no one should be hungry***

**oregonfoodbank.org**



---

**From:** John & Lynne Breese <jlbreese@crestviewcable.com>  
**Sent:** Friday, April 19, 2013 3:29 PM  
**To:** waysandmeans budget  
**Cc:** Sen Devlin; Rep Buckley  
**Subject:** Testimony for Support of OSU Extension & Statewides  
**Attachments:** 2013 Ways & Means OSU Extension

**Ways & Means Chairmen Senator Richard Devlin and Representative Peter Buckley,**

**Please accept this email as our testimony to support OSU Extension and related Statewide Public Services.**

**Thank you,**

**John & Lynne Breese  
Prineville, OR**

**John & Lynne Breese, Crook County:** Both were 4-H members, 4th - 12th grades. John grew up on the family ranch homesteaded in 1888. Lynne's father was an OSU agriculture scientist and Superintendent of the OSU Malheur Agriculture Experiment Station. Lynne was an OSU Extension Agent with 4-H and Home Economics in five counties and Warm Springs.

One basic premise of Oregon State University, a land-grant university, is to take the university out to the people of the state. By following this "assignment", the OSU Extension faculty and the OSU Agriculture and Forestry research scientists define and explain the highest and best use of our land and natural resources in order to provide food and sound economies for our state.

When OSU goes out to the people, it gives the skill training to help people help themselves. People look to the university for the best current information to help them produce for themselves and their communities. People become supporters and givers, NOT takers.

Lynne recalls the testimony by farmers and ranchers at the memorial service for her father. Midwest farmers who came to Eastern Oregon after The Great Depression and Japanese farmers who came after WWII said they could not have survived without the ongoing research and outreach of the OSC/U Experiment Station and the OSC/U Extension Agents.

The need continues. Regulations, competing interests for water, farm land converted to suburbia, a public that does not understand agriculture and forest management, . . . the research and education MUST continue if we are going to feed our people, our world, AND protect the resource.

Helping people to help themselves -- Whether teaching 4-H youth how to raise a rabbit, make a meal (from scratch), or learn to lead, youth learn by doing. Teaching life skills to individuals and families of ALL ages follows the same philosophy. Get on board and do it -- learn by doing. Parenting skills, feeding a family, planning and following a budget, growing a garden, developing a farm or ranch business plan, defining and understanding the skills necessary to follow that plan -- it is all there, available at your local OSU Extension Office.

OSU Agriculture & Forestry and Extension faculty do unbiased research, and put the research in layman's language. They take the information to people throughout Oregon. They answer questions. That is the task of the Agriculture Research Stations, Forest Research Lab, and OSU Extension Agents. With that information in hand, Oregonians Learn by Doing. They have been given the tools to help themselves. They can do it, and compete successfully in a world market.

Returning to John's family ranch, we questioned how to best work with the range and forest so that it could thrive and support us, AND how to leave it even better than we received it. Working with the research and knowledge of years ago, some management choices proved not to be the best. This was not due to anyone's fault, but because it was the best knowledge available at the time. With continuing research and information available through Oregon State University Agriculture Research and OSU Extension, we will continue to gain skills vital to making management changes. We have made changes. Our range and forest lands are responding.

We urge you to support OSU Extension and related Statewide Public Services by recovering the additional \$1.3 million necessary to meet the needs of our rural and urban communities. Give the Statewide Public Services the same budget protection as the University will receive.

Thank you, John & Lynne Breese, Prineville, Oregon, 541-447-6762



---

**From:** Jessica Jacks <Jessica.Jacks@deschutes.org>  
**Sent:** Friday, April 19, 2013 3:19 PM  
**To:** waysandmeans budget  
**Cc:** Sen Knopp; Rep Conger  
**Subject:** Support Prevention  
**Attachments:** Ways and Means Committee ltr April 2013.pdf

Dear Ways and Means Committee, Senator Knopp and Representative Conger:

I know we have a shared interest in a safe, healthy and prosperous Oregon. Properly funding prevention is a necessary element toward this vision. With health care system transformation much attention has been on reducing costs. To that end prevention has been upheld as a way to improve the health of Oregonians while decreasing the burden on our health care system. Simply said if we can stop disease before it starts we have a happier and more productive community.

We so often hear the phrase "an ounce of prevention is worth a pound of cure". In addition, we often hear leaders and community members say more focus should be placed on prevention. Yet despite those remarks and the research that validates prevention's effectiveness, prevention is often lost as a priority.

In these tough times, prevention is more critical than ever, especially for our youth. With limited budgets, we rely heavily on community partners, coalition advocates, and key leaders like you to have a strong voice for prevention.

I care about the health, safety, and well-being of our residents and I know you do too. Please continue to look for ways to fund, support and uphold prevention.

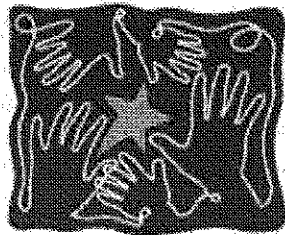
In Partnership,  
Jessica

Jessica Jacks, MPH, CPS  
Prevention Coordinator  
Deschutes Co. Children & Families Commission  
1130 NW Harriman, Suite A  
PO Box 6005  
Bend, OR 97708-6005  
(541) 330-4632  
[Jessica.Jacks@deschutes.org](mailto:Jessica.Jacks@deschutes.org)

**Our Vision: Healthy Children, Strong Families, Supportive Communities**

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To request this information in an alternate format, please call (541) 617-4747 or send an e-mail to [ken.harms@deschutes.org](mailto:ken.harms@deschutes.org)



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**CHILDREN & FAMILIES**  
COMMISSION

TOGETHER WE FIND SOLUTIONS

1130 NW Harriman  
Suite A  
Bend, OR 97701  
ph: 541 385-1717  
[www.deschutes.org/cf](http://www.deschutes.org/cf)

April 19, 2013

To: Co-chair Devlin, Co-chair Buckley and the Ways and Means Committee Members  
From: Jessica Jacks, Substance Abuse Prevention Coordinator, Deschutes County

Dear Ways and Means Committee:

I know we have a shared interest in a safe, healthy and prosperous Oregon. Properly funding prevention is a necessary element toward this vision. With health care system transformation much attention has been on reducing costs. To that end prevention has been upheld as a way to improve the health of Oregonians while decreasing the burden on our health care system. Simply said if we can stop disease before it starts we have a happier and more productive community.

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In Partnership,

*Jessica Jacks*

Jessica Jacks, MPH, CPS  
1130 NW Harriman, Bend, Oregon 97701  
(w) 541-330-4632; (c) 541-977-5009

- Bend resident
- Parent
- Prevention professional
- Proud native Oregonian

**Our Vision: Healthy Children, Strong Families, Supportive Communities**



**Testimony in Support of the TMSA Campaign's Budget Proposal**

April 20, 2013

Ways and Means Road Show

Diane Hedrick

Oregon Nurses Association Secretary and Board of Directors Member

Co-Chairs Devlin and Buckley, and members of the committee:

Thank you for the opportunity to testify in support of the Tobacco Master Settlement Agreement (TMSA) Campaign's budget proposal. My name is Diane Hedrick. I am a retired nurse, Secretary of the Oregon Nurses Association and a member of ONA's Board of Directors.

I'm testifying today on behalf of the Oregon Nurses Association (ONA). ONA is Oregon's oldest and largest nursing union and professional association, and is proud to represent over 13,000 registered nurses, advanced practice nurses, and nursing students in Oregon. Oregon Nurses make up the largest segment of Oregon's health care work force, and work in nearly every health care setting imaginable, from large hospitals to small local clinics, from corrections to school based health centers, and community-based public health.

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- Coordinated Care Organizations—\$36.5 million (eligible for a federal match)
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We were pleased to see the available TMSA funds are being directed towards health care, and that two key components of the campaign's proposal, Physical Education and funding for Oregon's Tobacco Prevention and Education Program, are mentioned in the Co-Chairs' budget as potential add backs. This is an important first step and an improvement from the past allocation of the TMSA funds. However, I am here today to strongly encourage you to find a way to fund the full proposal.

Investing in public health programs can result in significant savings. For example, investments in Oregon's Tobacco Prevention and Education Program (TPEP) yield a \$5 return for every \$1 spent on the program.<sup>1</sup>

To date Oregon has received nearly \$1 billion from the Tobacco Master Settlement Agreement since the first payment in 2000. While this is a lot of money, it is only 7 cents for every dollar the state has spent to treat tobacco-related illnesses in that same time period.

Investing the TMSA dollars in the campaign's proposal will help fulfill the original intent of the Tobacco Master Settlement Agreement and will help ensure young Oregonians are developing habits that will help shape them into healthy and productive adults, and will help them avoid chronic illness and unhealthy behaviors like smoking.

Please honor the intent of the Tobacco Master Settlement by supporting the TMSA Campaign's proposal and invest the Tobacco Master Settlement Agreement in PE, School Based Health Centers, Oregon's CCO's, Oregon's Transformation Center, and Oregon Tobacco Prevention and Education Program.

Thank you.

---

<sup>1</sup> Oregon Health Authority.

April 17, 2013

To the Honorable members of the Ways and Means Committee:

My name is Thomas Beechinor and my wife and I are ranchers and private forestland owners in Umatilla County. I am writing to express our concern about the OSU Extension budget.

We understand that an anticipated shortfall in funding for OSU Statewide Programs has been addressed by a proposal adding \$5.7 million to the Statewide Public Service Programs. We are concerned that the reduction of \$1.3 million will have a significant impact on OSU extension programs. We are respectfully urging the committee to recover the additional funding needed to maintain the current level of service.

Over the years my wife and I have participated in numerous forestry and livestock extension classes which have made a significant impact on the success of our operation. In fact, so much so, that my wife and I took the OSU Extension coursework to become Master Woodland Managers. We are now active participants in helping educators at OSU extend the research knowledge that is so important to local forestland owners like ourselves.

We understand the difficult choices that you have to make when charged with writing a budget with limited funds. Please support OSU Extension at its current level of funding by recovering the additional \$1.3 million. The viability of many agricultural operations is at stake.

Thank you for your consideration.

Sincerely,

Thomas G. Beechinor

---

**From:** Mary Heath <heath5632@msn.com>  
**Sent:** Thursday, April 18, 2013 8:42 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

---

For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.

In 2013-15, Oregon has access to \$120 million in tobacco settlement funds. We are now in a position to fulfill the promise of the 1998 settlement agreement by protecting our children from the harm of tobacco use.

I urge you to dedicate these funds toward the following priorities:

- \$73 million for health transformation to fund CCOs and community health initiatives to improve health outcomes and leverage federal matching funds
  - \$35 million to children's health by investing in physical education and school-based health care centers to reduce chronic illness, improve mental and oral health, and encourage healthy behaviors
  - \$12 million to reduce smoking by investing in tobacco prevention and education programs
- 

I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.

Sincerely,  
Mary Heath  
1822 NW Sellwood St  
Roseburg, OR 97471-1701



---

**From:** David Visiko <David.Visiko@deschutes.org>  
**Sent:** Thursday, April 18, 2013 4:18 PM  
**To:** waysandmeans budget  
**Subject:** WAYS AND MEANS HEARING ON THE OREGON STATE BUDGET  
**Attachments:** Ways and means letter 2013.docx

**To Whom It May Concern:**

I'd love to submit this written testimony as I will be unable to attend the hearing in person.

Thank you,  
David

David J. Visiko M.S.  
Deschutes County Health Services  
Tobacco Prevention and Control Coordinator [david.visiko@deschutes.org](mailto:david.visiko@deschutes.org)  
office:(541)322-7481

Deschutes County Health Services is a tobacco-free property. | Thank you for not using tobacco during your visit.

Oregon Tobacco Quit Line | 1-800-QUIT-NOW | [www.quitnow.net/oregon/](http://www.quitnow.net/oregon/)

## **WAYS AND MEANS HEARING ON THE OREGON STATE BUDGET**

April 19, 2013

Bend, OR

### **Deschutes County Community Member Comments**

**Name:** David Visiko MS

**Title:** Tobacco Prevention and Control Coordinator  
Deschutes County Health Services

**Contact:** 2577 NE Courtney Way, Bend, Oregon 97701  
Work: 541-322-7481

**Comments:** For the first time in 10 years, legislators will have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Investing in prevention and wellness efforts is an investment in future generations of Oregonians by reducing health care costs associated with tobacco use. Tobacco costs Oregon \$1.25 billion in annual direct medical expenditures.

The actions we take as a State to curb tobacco will have a positive return on investment on state health objectives, healthcare costs and worker productivity. Continuing to work on best practice objectives to further reduce state adult tobacco rates will offset some of the state disability costs related to tobacco use from past years of previous smokers. In addition, our youth smoking rate has held steady across the State of Oregon. In Deschutes County, our 11<sup>th</sup> grade smoking rate is higher than our adult rate and will result in a second wave of adult smokers taxing the medical and health care systems where medical costs will continue to exponentially rise in the coming years.

I urge you to dedicate these funds toward health transformation, youth and children's health and reducing smoking by investing in tobacco prevention and education programs.

Thank you for taking the time to visit Bend, Oregon and for listening to our community's concerns about state budget priorities.

---

**From:** L. Griffiths <lsg1649@yahoo.com>  
**Sent:** Thursday, April 18, 2013 1:13 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

---

For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.

In 2013-15, Oregon has access to \$120 million in tobacco settlement funds. We are now in a position to fulfill the promise of the 1998 settlement agreement by protecting our children from the harm of tobacco use.

I urge you to dedicate these funds toward the following priorities:

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  - \$12 million to reduce smoking by investing in tobacco prevention and education programs
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I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.

Sincerely,  
L. Griffiths  
8293 SW 167th Pl  
Beaverton, OR 97007-6522

---

**From:** Shirley Haag <topcat2@teleport.com>  
**Sent:** Thursday, April 18, 2013 12:49 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

**Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.**

---

**For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.**

**In 2013-15, Oregon has access to \$120 million in tobacco settlement funds. We are now in a position to fulfill the promise of the 1998 settlement agreement by protecting our children from the harm of tobacco use.**

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**I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.**

**Sincerely,  
Shirley Haag  
6205 SE 50th Ave  
Portland, OR 97206-6978**

---

**From:** Christine Wooley <christinewooley@me.com>  
**Sent:** Thursday, April 18, 2013 12:05 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

---

For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.

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- 

I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.

Sincerely,  
Christine Wooley  
2610 NW Cornell Rd  
Portland, OR 97210-2802

---

**From:** Joel Kay <jjkof1@msn.com>  
**Sent:** Thursday, April 18, 2013 11:21 AM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

**Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.**

---

**For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.**

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- 

**I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.**

**Sincerely,  
Joel Kay  
10707 SE Stanley Ave  
none  
Milwaukie, OR 97222-4362**

---

**From:** William Mac Bean <oldsailor1@charter.net>  
**Sent:** Thursday, April 18, 2013 10:50 AM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

---

For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.

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Sincerely,  
William Mac Bean  
8211 Kestrel Way  
White City, OR 97503-1591



---

**From:** Rumbaugh Gina  
**Sent:** Thursday, April 18, 2013 9:44 AM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

---

For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.

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- 

I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.

Sincerely,  
Kathy Johnson  
3519 SE McCartney Ln  
Milwaukie, OR 97267-2897

---

**From:** Jolayne Justice <fhandar@gmail.com>  
**Sent:** Thursday, April 18, 2013 9:44 AM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

**Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.**

---

**For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.**

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- 

**I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.**

**Sincerely,  
Jolayne Justice  
PO Box 656  
Chiloquin, OR 97624-0656**

---

**From:** Jeana Roussel Martin <ladyj68@rocketmail.com>  
**Sent:** Thursday, April 18, 2013 7:35 AM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

---

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I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.

Sincerely,  
Jeana Roussel Martin  
8338 Division Rd  
White City, OR 97503-1157

## Buchanan Lynn

---

**From:** Gary Carlton <gcarlton@509j.net>  
**Sent:** Thursday, April 18, 2013 7:34 AM  
**To:** waysandmeans budget  
**Subject:** Letter of Support for OSU Extension Program  
**Attachments:** OSU Support Letter.docx

Thank you for accepting the attached letter of support for the OSU Extension Program.

Gary Carlton, Principal Madras Primary School

---

**From:** Jason Chin <Jerekko@yahoo.com>  
**Sent:** Thursday, April 18, 2013 4:12 AM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

---

For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.

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- 

I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.

Sincerely,  
Jason Chin  
0614 SW Nevada St  
Portland, OR 97219-3070

# **MADRAS PRIMARY SCHOOL**

215 SE 10<sup>th</sup> Street – Madras, OR 97741

Phone: (541) 475-3520 Fax: (541) 475-9448

Gary Carlton, Principal

April 17, 2013

Dear Ways and Means Budget Hearing Committee,

My name is Gary Carlton and I am the Principal of Madras Primary School in the Jefferson County 509J School District. I am writing in support of the OSU Extension Program to encourage your full support of this program. My affiliation with the OSU Extension Program dates back several years as I have served as a building administrator for the past ten years. Specifically my first association with the OSU Extension program was while I was the Principal of Madras High School.

The entire 509J school system has kept a very close working relationship with the OSU Extension "Family and Community Health" program for many years. Literally thousands of Jefferson County Students, K-12 have benefited from this program. The "Family and Community Health" program reaches directly into the classroom providing excellent education regarding nutrition and healthy living. Jefferson County demographics represents a high level of generational poverty and the value of the services that the OSU Extension Program offers the students and families is absolutely priceless!

Through the years the staff has reached directly into the classroom working side by side with children of all ages teaching nutrition and teaching them "how to prepare meals". The staff is often present at parent night meetings or programs providing nutritional snacks as well as consistently making educational materials available. The rapport and reputation of the OSU Extension Family and Community Health program in the community of Madras and the 509J School's is extremely positive.

The loss of this program or any services it is currently providing to our schools and community would be nothing short of tragic. **Very few, if any, outside educational resource program has the short and long-range positive impact, on nearly every student, that the OSU Extension Program provides.**

I fully understand budgeting, program sustainability, cutbacks, etc. through my forty years of experience in public education. I appreciate the difficulty of the immense task before your committee and appreciate your effort and time given to such important decisions. I encourage your direct recovery of the additional \$1.3 million needed to meet the current level of service. These programs without question have a lifelong impact on our youth and their families.

Thank You for your service and attention to this matter.

Gary Carlton, Principal Madras Primary

---

**From:** Pamela Hug <pamjoanh@yahoo.com>  
**Sent:** Thursday, April 18, 2013 1:16 AM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

---

For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.

In 2013-15, Oregon has access to \$120 million in tobacco settlement funds. We are now in a position to fulfill the promise of the 1998 settlement agreement by protecting our children from the harm of tobacco use.

I urge you to dedicate these funds toward the following priorities:

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  - \$35 million to children's health by investing in physical education and school-based health care centers to reduce chronic illness, improve mental and oral health, and encourage healthy behaviors
  - \$12 million to reduce smoking by investing in tobacco prevention and education programs
- 

I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.

Sincerely,  
Pamela Hug  
2131 NW Glisan St  
Portland, OR 97210-3472

---

**From:** Alex Benson <Bmcginty0@gmail.com>  
**Sent:** Wednesday, April 17, 2013 9:44 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

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Sincerely,  
Alex Benson  
930 SW Gibbs St  
Portland, OR 97239-3052



---

**From:** Michael Golden <mrfire22@q.com>  
**Sent:** Wednesday, April 17, 2013 8:56 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

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For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.

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Sincerely,  
Michael Golden  
PO Box 3325  
Ashland, OR 97520-0311

---

**From:** Lori Dennis <Bluemoon2860@Msn.Com>  
**Sent:** Wednesday, April 17, 2013 8:45 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

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For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.

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I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.

Sincerely,  
Lori Dennis  
4134 Marshall Ave  
Eugene, OR 97402-1530

---

**From:** Charles Looney <cklooney@msn.com>  
**Sent:** Wednesday, April 17, 2013 8:38 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

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- 

I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.

Sincerely,  
Charles Looney  
50790 SW Old Portland Rd  
Scappoose, OR 97056-4211

---

**From:** Timothy Ford <Elemental4D@hotmail.com>  
**Sent:** Wednesday, April 17, 2013 8:06 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

**Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.**

---

**For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.**

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- 

**I hope I can count on you to wisely invest TMSA funds in Oregon's Tobacco Prevention and Education Program, health transformation investments, and children's health and wellness initiatives including investments in improved physical education in schools.**

**Sincerely,  
Timothy Ford  
950 Lloyd Ctr  
PMB 129  
Portland, OR 97232-1262**

---

**From:** Kathy Johnson <kreativekkj@gmail.com>  
**Sent:** Wednesday, April 17, 2013 7:49 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

---

For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.

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Sincerely,  
Kathy Johnson  
3519 SE McCartney Ln  
Milwaukie, OR 97267-2897

---

**From:** Karina Ruiz <ruizpdx@gmail.com>  
**Sent:** Wednesday, April 17, 2013 7:37 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

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Sincerely,  
Karina Ruiz  
18610 SW 91st Ter  
Tualatin, OR 97062-7417

---

**From:** Setsuko Maruki-Fox <setsukom@charter.net>  
**Sent:** Wednesday, April 17, 2013 7:21 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

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Sincerely,  
Setsuko Maruki-Fox  
3967 Almar Rd  
Grants Pass, OR 97527-4551

---

**From:** Jan Polychronis <p04sail@yahoo.com>  
**Sent:** Wednesday, April 17, 2013 7:13 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

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Sincerely,  
Jan Polychronis  
PO Box 639  
The Dalles, OR 97058-0639



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**From:** Judy Lee <judyglee@yahoo.com>  
**Sent:** Wednesday, April 17, 2013 6:32 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

**Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.**

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**For the first time in 10 years, legislators have an opportunity to allocate funds from the Tobacco Master Settlement Agreement toward health and wellness efforts. Over \$1 billion in settlement funds have come into the State of Oregon since 2003, but not one penny has been dedicated toward tobacco prevention. Investing in prevention and wellness efforts is an investment in future generations of Oregon.**

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**Sincerely,  
Judy Lee  
407 E Rapp Rd  
Talent, OR 97540-5603**

---

**From:** Sylvia Black <yobuddy@comcast.net>  
**Sent:** Wednesday, April 17, 2013 5:54 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

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Sincerely,  
Sylvia Black  
11511 SW 39th Ave  
Portland, OR 97219-7407

---

**From:** Carrie Phyliky Rimes <carrieilani@gmail.com>  
**Sent:** Wednesday, April 17, 2013 5:52 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

**Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.**

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**Sincerely,  
Carrie Phyliky Rimes  
2530 Bethany Ct  
Medford, OR 97504-3705**

---

**From:** D.Wiese Jones <d.dreaming@sbcglobal.net>  
**Sent:** Wednesday, April 17, 2013 5:23 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

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Sincerely,  
D.Wiese Jones  
1511 SW Park Ave  
210  
Portland, OR 97201-7801

---

**From:** Jeremy Spencer <jeremy.k.spencer@gmail.com>  
**Sent:** Wednesday, April 17, 2013 4:46 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

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Sincerely,  
Jeremy Spencer  
4915 NE 20th Ave  
Portland, OR 97211-5823

1

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**From:** Sue Anderson <s.anderson49@comcast.net>  
**Sent:** Wednesday, April 17, 2013 4:29 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.

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Sincerely,  
Sue Anderson  
20350 SW Celebrity Ct  
Aloha, OR 97007-2831

---

**From:** Ann Akar <annakarwork@gmail.com>  
**Sent:** Wednesday, April 17, 2013 4:26 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

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Sincerely,  
Ann Akar  
825 SE McClellan Ave  
Roseburg, OR 97470-4859

---

**From:** Judith Friend <jefriend@teleport.com>  
**Sent:** Wednesday, April 17, 2013 4:05 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

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**Sincerely,  
Judith Friend  
6404 SE 23rd Ave  
Portland, OR 97202-5434**



---

**From:** Daisy Sweetland <daisysweetland@yahoo.com>  
**Sent:** Wednesday, April 17, 2013 4:04 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

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Sincerely,  
Daisy Sweetland  
4606 W Powell Blvd  
Gresham, OR 97030-6720

---

**From:** Sharon Hunt <gvsahunt@comcast.net>  
**Sent:** Wednesday, April 17, 2013 3:57 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

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Sincerely,  
Sharon Hunt  
17227 SW Loma Vista St  
Address Line 2  
Aloha, OR 97007-5795

---

**From:** John Czekala <czekalajohn@hotmail.com>  
**Sent:** Wednesday, April 17, 2013 3:48 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

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**Sincerely,  
John Czekala  
PO Box 5233  
Central Point, OR 97502-0050**

**From:** Stephanie Tama-Sweet <stephanie.tama-sweet@heart.org>  
**Sent:** Wednesday, April 17, 2013 3:40 PM  
**To:** waysandmeans budget  
**Subject:** Testimony in Support of Using Tobacco Funds for Tobacco Prevention and Health Programs

**Dear Ways and Means Committee Members:**

**Please consider the following as my written testimony in response to the Ways and Means Committee Road Show.**

---

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**Sincerely,  
Stephanie Tama-Sweet  
4614 NE 97th Ave  
Portland, OR 97220-4213**

---

**From:** Anne Palmer <APalmer@BMCTOTALCARE.COM>  
**Sent:** Wednesday, April 17, 2013 9:16 AM  
**To:** waysandmeans budget  
**Cc:** Sen Knopp; Rep Conger  
**Subject:** Testimony for the Ways and Means Road Show Hearings in Bend, 4/19/13  
**Attachments:** Anne Palmer.vcf; Ways and Means Hearing testimony.docx; ATT00001.txt; ATT00002.htm

Attached please find comments that I wish to respectfully submit to the Ways and Means Road Show Hearing in Bend, OR on April 19, 2013.

Thank you for your consideration of the expressed views on the critical allocation of funds in 2013-2015 from the 1998 Tobacco Master Settlement.

Regards,



## **BEND WAYS AND MEANS ROAD SHOW HEARING ON THE OREGON STATE BUDGET**

**April 19, 2013**

**To:** Co-Chair Devlin; Co-Chair Buckley; Ways and Means Community Members

**CC:** Sen. Knopp; Rep. Conger

**From:** Anne Palmer, Tobacco Cessation Facilitator at the Bend Memorial Clinic, American Lung Association volunteer  
1501 NE Medical Center Dr., Bend, OR 97701  
Work: 541-317-4506; Cell: 541-330-9695

Dear Ways and Means Committee,

The cumulative costs of tobacco dependency currently are borne by individual tobacco consumers, their families and employers, insurance companies and for the uninsured, the Oregon taxpayer. These costs include intense human suffering on physical, emotional and psychological levels and skyrocketing healthcare costs associated with tobacco-related diseases. Approximately half of today's smokers eventually will die of these diseases while every day, a new crop of young smokers are lured into addiction in large part by Big Tobacco marketing.

For the first time in 10 years, the State legislature has the opportunity to rectify at least part of the damage done by Big Tobacco with the Industry's own funds. The Tobacco Master Settlement of 1998 resulted in over a billion Tobacco Industry dollars flowing into Oregon State coffers yet none of it has been spent on tobacco prevention. We are part of a larger group of advocates, health providers, and citizens encouraging legislators to prioritize and allocate those funds towards much-needed health and wellness efforts, especially tobacco prevention and cessation. The TMSA Campaign recommends all \$120 million settlement funds available in 2013-15 be allocated to health and wellness efforts.

- \$73 million to invest in health transformation; this could leverage up to \$120 million in matching federal dollars for CCOs.
- \$35 million for children's health and wellness by enhancing physical education and school based health centers.
- \$12 million to tobacco cessation; for every \$1 spent on cessation, we realize a \$5 return on investment from reduced tobacco related costs.

Such an investment is an investment in current and future generations of Oregonians. Those who can least afford tobacco and its consumption-related diseases are the most vulnerable, be it through a lack of education, a lack of family and/or community support, mental health issues, cultural norms or a genetic/social proclivity towards addiction handed down by generations of smokers or chewers.

Oregon can help break this chain of dependence and misery by leading through example and protecting our children from the harm of tobacco use. We took steps in the right direction with the passage of SB 734 in 2010. Yet adherence to this law appears to have been left up to insurers' discretion with predictable results. Many of the patients I counsel complain that their claims for NRTs and Chantix have been denied by their insurance companies. The Bend Memorial Clinic has chosen to provide tobacco cessation counseling to any community member for free but we can provide no relief for products like the patch, gum, lozenges or prescription nicotine blockers like Chantix.

I urge Oregon Legislators to put real teeth and monies into efforts to stem the tide of tobacco-related destruction, especially among our youth. We need your leadership in funding educational programs to counterbalance Big Tobacco's highly-sophisticated and targeted marketing efforts. We need your leadership in reining in runaway healthcare costs related to tobacco consumption. Our taxpayers need your leadership in ensuring relief from covering uninsured emergency room visits as a result of tobacco dependency. Our environment needs relief from air, ground and water pollution caused by toxic manufactured tobacco product waste. The list goes on and on.

*Thank you for taking the time to visit our beautiful city of Bend. We appreciate your listening to our community's concerns about state budget priorities. Please help us to keep this a safe and healthful place to raise our children, conduct our businesses and enjoy our retirement.*