

Approved: February 24, 2005

Date

MINUTES OF THE HOUSE HEALTH AND HUMAN SERVICES COMMITTEE

The meeting was called to order by Chairman Jim Morrison at 1:34 P.M. on February 22, 2005, in Room 526-S of the Capitol.

Committee members absent:

Representative Judy Showalter- excused

Committee staff present:

Melissa Calderwood, Kansas Legislative Research Department

Mary Galligan, Kansas Legislative Research Department

Renae Jefferies, Revisor of Statutes' Office

Gary Deeter, Committee Secretary

Conferees appearing before the committee:

None

Others attending:

See attached list.

The Chair invited members to consider [HB 2417](#), reminding them that during the hearing chiropractors requested a representative from their profession to be added to the Council proposed by the bill.

A motion was made and seconded to add two members to the Council: a person representing chiropractors and a person representing a group that works with young adults.

Discussion clarified that the amendment was intended to add one chiropractic representative and one representative from any group that works with young adults.

The motion to amend passed.

A motion was made and seconded to amend the bill to include a representative from the Kansas Academy of Family Physicians.

During discussion the question was raised whether the family physicians needed a representative, since the bill specifies a representative from the American Academy of Pediatrics.

The motion to amend passed.

A motion was made and seconded to recommend [HB 2417](#) as favorable for passage as amended. The motion passed unanimously.

The Chair suggested the committee consider [HB 2077](#).

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A motion to table the bill was ruled out of order, since the merits of the bill needed to be considered first.

Members discussed the issue of exempting drug manufacturers from liability. One member noted that each drug had a lot number and an expiration date, saying his concerns about a similar bill last year had been allayed, especially since other states had passed similar legislation which seemed to offer significant benefits to recipients.

A motion was made and seconded to amend the bill by striking the language in Section 3 (b) (lines 16-23).

A member said she was wary of a blanket exemption for drug manufacturers. Members sought some middle ground to enable manufacturers to donate drugs.

After discussion, the member and second withdrew the amendment.

A motion was made and seconded to amend the bill by ending the sentence on Section 3 (b), line 20 with “. . .under the program,” and striking the following lines 21-23.

After discussion, a vote was taken. The amendment failed to pass.

A motion was made and seconded to recommend favorable for passage **HB 2077**. The motion passed unanimously.

The Chair recommended the committee consider [HB 2337](#).

A motion was made and seconded to recommend the bill as favorable for passage.

During discussion, members commented that the bill presents psychological and legal barriers for citizens who are trying to reduce their prescription costs and that it seemed the wrong direction for the state to go in seeking to assist citizens in obtaining health care. A member expressed concern about the safety issues of imported drugs, commenting that applying criminal penalties seemed inadvisable, but recommended that the issue needed to be debated by the full House.

The motion passed, with Representative Flaharty recorded as voting against the motion.

The Chair invited the committee to consider [HB 2158](#).

A motion was made and seconded to recommend the bill as favorable for passage. After brief discussion, the motion passed.

Members considered [HB 2211](#).

A member expressed concern about the wording of the bill, saying it lacked a definition section and seemed

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more like a brochure than a statute. Another member stated that liability did not seem to be addressed satisfactorily in the bill. The Chair recommended keeping the bill in the committee.

A motion was made, seconded and passed to table the bill.

The meeting was adjourned at 2:35 p.m. No further meeting was scheduled.