

MINUTES OF THE HOUSE HEALTH AND HUMAN SERVICES COMMITTEE

The meeting was called to order by Chairperson Brenda Landwehr at 1:30 PM on Wednesday, March 7, 2012 in Room 784 of the Docking State Office Building.

All members were present except:

- Representative Mast – Excused
- Representative Denning – Excused
- Representative Winn – Excused

Committee staff present:

- Norm Furse, Office of the Revisor of Statutes
- Katherine McBride, Office of the Revisor of Statutes
- Martha Dorsey, Kansas Legislative Research Department
- Jay Hall, Kansas Legislative Research Department
- Joseph Leiker, Kansas Legislative Research Department
- Debbie Bartuccio, Committee Assistant

Conferees appearing before the Committee:

- Debra Billingsley, Executive Secretary, Kansas State Board of Pharmacy
(Attachment 1)
- Chiquita Coggs, Executive Director, Board of Cosmetology (Attachment 2)

Others in attendance:

See attached list.

SB 324–Board of pharmacy; pharmacist license and pharmacist intern registration

Chairperson Landwehr opened the hearing on the bill.

Debra Billingsley provided testimony in support of the bill. The Board of Pharmacy ensures that persons or businesses related to the practice of pharmacy or drug distribution are properly licensed and registered so as to protect the public’s health safety and welfare. The Board is proposing that the expiration date for all licenses and permits be established by rules and regulations. It would be more efficient to collect fees throughout the year rather than have the Board collect the bulk of the renewals at the end of the fiscal year. Year round renewals provide a steady stream of revenue and do not burden the office with renewals one month out of the year.

The Pharmacy Act never provided an avenue to discipline an intern. The Board has experienced some disciplinary problems involving interns and the proposed language would amend the Pharmacy Act by granting the Board the authority to discipline an intern when appropriate and in a similar manner that the Board enters discipline for pharmacists and pharmacy technicians. The

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

CONTINUATION SHEET

Minutes of the HOUSE HEALTH AND HUMAN SERVICES Committee at 1:30 PM on Wednesday, March 7, in Room 784 of the Docking State Office Building.

Board also cleaned up the fee language so that the Board is not required to charge the maximum amount but may charge up to the maximum amount. The language also cleans up renewal fee language and proposes to delete a section that permitted the Board to issue a single registration for multiple locations of a distributor or manufacturer if they were owned by the same entity. The Board has never issued a single registration to a distributor or manufacturer and the DEA requires that they all have a separate DEA number. This language is not practical for record keeping, for disciplinary purposes, or for following the same practices as the DEA. Therefore, the Board respectfully requests that the language be removed since it does not follow regulatory schemes in the Kansas Pharmacy Act or the Controlled Substance Act. (Attachment 1)

Revisor Furse commented concerning the need to meet to discuss some revisions to the language to ensure it accurately reflects the intent of the bill. Chairperson Landwehr requested consideration be given to having the issues governed by statute rather than by rules and regulations.

No written only testimony in support of the bill was received. No verbal or written only testimony in opposition to the bill was submitted. No verbal or written only testimony neutral to the bill was submitted.

After all questions from the committee were addressed, Chairperson Landwehr closed the hearing on the bill.

SB 331–Cosmetology; salon and clinic license renewal

Chairperson Landwehr opened the hearing on the bill.

Chiquita Coggs provided testimony in support of the bill. The current annual facility license renewal date for all cosmetology professions is June 30th. This date coincides with the end of the state's fiscal year at which time agencies must close out reporting for the preceding fiscal period. If the Board is allowed to change the renewal date to reflect the original issue date, the renewals would be staggered over the course of the year which would create an environment with much less stress and would not require additional temporary help. This would streamline the work in the agency and make them more effective and efficient. (Attachment 2)

Revisor Furse commented concerning the need to meet and discuss some revisions to the language to ensure it accurately reflects the intent of the bill.

There was some discussion concerning the potential to merge the Board of Cosmetology and the Board of Barbers and a request for the two boards to review the potential for such a merger and report back to the committee during the next session. Representative Bollier explained a situation in which a man who had worked in the field for over 30 years in Missouri was required to obtain his GED before he could work in Kansas, because he could not obtain proof of his high school education from Norway. When he explained the situation and requested special

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

CONTINUATION SHEET

Minutes of the HOUSE HEALTH AND HUMAN SERVICES Committee at 1:30 PM on Wednesday, March 7, in Room 784 of the Docking State Office Building.

consideration, it was not given. It was suggested that a formal method for handling special situations be developed.

No written only testimony in support of the bill was submitted. No verbal or written only testimony either in opposition or neutral to the bill was submitted.

After all questions from the committee were addressed, Chairperson Landwehr closed the hearing on the bill.

The meeting was adjourned at 2:30 p.m.

The next meeting is scheduled for March 8, 2012.

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.