

Approved:

April 26, 2012

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(Date)

## MINUTES OF THE SENATE WAYS AND MEANS COMMITTEE

The meeting was called to order by Chairperson Carolyn McGinn at 10:30 AM on Tuesday, March 20, 2012 in 548-S of the Capitol.

All members were present except:

Senator Jay Emler (excused)  
Senator Ty Masterson (excused)  
Senator Ruth Teichman (excused)

Committee staff present:

Jan Lunn, Committee Assistant  
Melinda Gaul, Chief of Staff, Senator McGinn's Office  
Eli Johns, Intern, Senator McGinn's Office  
J. G. Scott, Chief Fiscal Analyst, Legislative Research Department  
Michael Steiner, Senior Analyst, Legislative Research Department  
Bobbi Mariani, Fiscal Analyst, Legislative Research Department  
Jill Wolters, Office of the Revisor of Statutes  
David Wiese, Office of the Revisor of Statutes  
Daniel Yoza, Office of the Revisor of Statutes

Conferees appearing before the Committee:

Anna Lambertson, Kansas Health Consumer Coalition  
Nick Wood, Disability Rights Center of Kansas

Others in attendance:

See attached list.

### **Hearing on SB 459--Creating joint committee on KanCare oversight**

Nobuko Folmsbee, Office of the Revisor of Statutes, briefed committee members on **SB 459**, which creates a Joint Committee on KanCare Oversight consisting of 11 members appointed by the Senate and House leadership. (Attachment 1) Committee members would serve two-year terms that would coincide with legislative terms. Ms. Folmsbee described the appointment process as well as the vacancy appointment process. The KanCare Oversight Committee replaces the Joint Committee on Home and Community Based Services (HCBS) and the Joint Committee on Health Policy Oversight. Under provisions of **SB 459**, the KanCare Oversight Committee sunsets on July 1, 2017. Ms. Folmsbee indicated the charge and purpose of the joint committee is to monitor and study the implementation and operations of the HCBS program and the state's Medicaid (KanCare) program. A committee member commented that the fiscal note indicates an expenditure of \$31,380; however with the elimination of the HCBS Committee

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members and the Health Policy Oversight Committee members (total of 21 from both committees), the actual net impact would be a state general fund (SGF) savings of approximately \$31,000. It was suggested that a revised fiscal note be requested.

A committee member expressed concern that the jurisdiction of the KanCare Oversight Committee might not be broad enough if the HCBS Committee and Health Policy Oversight Committees are abolished and the KanCare program is not implemented in the proposed time frame. Ms. Folmsbee and Senator Schmidt assured committee members that the KanCare Oversight Committee's scope is broad enough to appropriately monitor operations as well as implementation of the KanCare and HCBS waiver programs.

Discussion was heard on the committee composition to include legislators with budgetary experience and those possessing health care backgrounds.

Anna Lambertson, Kansas Consumer Health Coalition, spoke in support of **SB 459**. She indicated that the implementation of managed care in the state requires measures to ensure accountability and transparency without jeopardizing quality or services. (Attachment 2)

Nick Wood, Disability Rights Center of Kansas, indicated his organization supports favorable passage of **SB 459** (Attachment 3). Mr. Wood referred to the Big Tent Coalition policy paper, which included additional recommendations other than oversight and accountability. An amendment was suggested to sunset the KanCare Oversight Committee upon the termination of the provision of state Medicaid services in a managed care system.

Chairperson McGinn called attention to written testimony submitted by in favor of **SB 459**:

- Mike Hammond, Executive Director, Association of Community Mental Health Centers of Kansas (Attachment 4)
- Rick Cagan, Executive Director, NAMI Kansas (Attachment 5)
- Shannon Cotsoradis, President and CEO, Kansas Action for Children, Inc. (Attachment 6)
- Chad Austin, Senior Vice President, Government Relations (Attachment 7)
- Amy Campbell, Kansas Mental Health Coalition (Attachment 8)

*Senator Vratil moved to amend SB 459 by providing that the first chairperson be appointed by the President of the Senate to serve from July 1, 2012 until the first day of the legislative session commencing in January 2014; in addition, grant authority to the Revisor of Statutes to make technical changes as necessary. Senator Francisco seconded the motion, which carried on a voice vote.*

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Chairperson McGinn requested committee members review the information provided, and **SB 459** would be considered at a later date.

The meeting was adjourned at 12:26 p.m.

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