

MINUTES OF THE SENATE COMMITTEE ON PUBLIC HEALTH & WELFARE.

The meeting was called to order by Chairperson Senator Susan Wagle at 1:30 p.m. on February 20, 2001 in Room 231-N of the Capitol.

All members were present except: Senator Jordan (EA)

Committee staff present: Mrs. Chris Courtney, Legislative Research Department
Ms. Renae Jefferies, Revisor of Statutes
Ms. Lisa Montgomery, Revisor of Statutes
Ms. Margaret Cianciarulo, Administrative Assistant

Conferees appearing before the committee: Ms. Phyllis Gillmore, Executive Director,
Behavioral Sciences Regulation Board
Ms. Roberta McKenna, SRS,
Children/ Family Policy Division
Ms. Pam Scott, Kansas Funeral Directors Association
Mr. Steve Ryan, Vice President, Kansas State Board of
Mortuary Arts

Others attending: See attached guest list.

Approval of Minutes

The Minutes distributed on February 13, 2001 are approved, as there was no response received from Committee members.

Distribution of Handouts

Upon calling the meeting to order, Chairperson Wagle referred the Committee the following handouts before them. The first three are in reference to the final presentation of yesterday's committee meeting.

1. Written testimony in support of **SB 187** from Ms. Jackie Rawlings, PT, and Director of a Rehab Department in a general acute hospital;
2. Written testimony in opposition of **SB 187** from Ms. Carolyn Gaughan, Executive Director, Kansas Academy of Family Physicians;
3. Memorandum from Mr. Norman Furse, Revisor of Statutes regarding the comparison of **SB 186** to the current BSRB statutes;
4. Fiscal Note for **SB 187**; and
5. Fiscal Note for **SB 214**

A copy of the first 3 handouts above are (Attachments #1, 2, and 3) attached hereto and incorporated into the Minutes by reference.

Hearing on SB 186 - Behavioral sciences regulatory board investigations procedures and subpoena power.

With that business aside, Chairperson Wagle then introduced Ms. Phyllis Gillmore, Executive Director, Behavioral Sciences Regulatory Board who was the first proponent to testify for **SB 186**. Ms. Gillmore gave a brief overview of the BSRB and voiced her support of passage of the bill which would allow investigations to be conducted in a fair and reasonable manner and to obtain information needed to protect the public. A copy of her written testimony is (Attachment #4) attached hereto and incorporated into the Minutes by reference.

Next to present proponent testimony and introduced by Chairperson Wagle was Ms. Roberta McKenna; SRS, Children/Family Policy Division, who requested the a phrase be added, "unless otherwise prohibited by law" at line 24 of the bill. A copy of her request is (Attachment #5) attached hereto and incorporated into the Minutes by reference.

A healthy discussion of questions, comments, and answers ensued between Senators Praeger, Barnett, Wagle, and Salmans and Ms. Gillmore and Ms. McKenna concerning response to Health Oversight Committee, how obstructive is the SRS amendment, to where the phrase should be inserted.

Senator Salmans made a motion to adopt amendment one of **SB 186**. Senator Praeger seconded the motion. The motion carried.

As to the second amendment, after a discussion between Senators Brungardt and Harrington, Ms. Jefferies, and Ms. McKenna regarding does the provision negate what's already there and is the amendment being superfluous. Chairperson Wagle then asked that both the revisor and researcher get together and discuss, then there would be a meeting at the rail after the Senate.

Hearing on SB 214 - Regulation and licensing of crematories

The next order of business was the hearing of **SB 214**. The first proponent conferee to testify was Mr. Steve Ryan, Vice President, Kansas state Board of Mortuary Arts. Mr. Ryan stated the Mortuary Arts Board had met with the Kansas Funeral Directors Association and worked together on the bill to make it as fair and workable as possible and asked to consider one letter amendment to the bill, changing "of" to "or" in line 34. A copy of his written testimony is (Attachment #6) attached hereto and incorporated into the Minutes by reference.

Ms. Pam Scott, Funeral Directors Association, was the second proponent conferee to testify. Ms. Scott stated that with the increase in cremations occurring in Kansas, the KFDA believes it is time to adopt comprehensive legislation regulating the operation of crematories in the State of Kansas. A copy of her written testimony is (Attachment #7) attached hereto and incorporated into the Minutes by reference.

A healthy question, answer, and comments discussion ensued between Senators Praeger, Salmans, and Haley and Ms. Scott and Mr. Ryan regarding how this bill is different from those in the past, no grandfather clause, projected trends, to why the increase in cremation.

Action on **SB214 and **SB 149** - addiction counselor act.**

Senator Brungardt requested the Committee pass **SB 214** as amended. Senator Haley seconded the motion. The motion carried.

A motion to move the bill was introduced by Senator Brungardt. Senator Salmans seconded the motion. The motion carried.

Next on the agenda was the blessing of **SB 149**. After a discussion between Senators Salmans, Praeger, Barnett, and Harrington regarding the precedent set and introduction of an interim committee and Chairperson Wagle agreed to allow the bill to be blessed but stated that the PT bill would not be blessed at this time. Senator Barnett requested the Committee pass **SB149**. Senator Steineger seconded the motion and the motion carried.

Introduction of SCR - urging Secretary of KDHE to review the effects of obesity on health complications.

A motion was then requested by Senator Barnett to introduce **Senate Concurrent Resolution 1608** bill on obesity. Senator Praeger seconded the motion. The motion carried.

Adjournment

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

The next meeting is scheduled for February 28,2001

Action on SCR 1608

The February 20, 2001 meeting-at -the- rail took place at 4:25 p.m. in which the **SCR 1608** amendment was discussed between the revisor and the Committee. It was decided that the amendment was redundant Senator Brungardt requested the bill be passed as amended. Senator Salmans seconded the motion. The motion carried. The meeting ended.