

MINUTES OF THE HOUSE COMMITTEE ON INSURANCE.

The meeting was called to order by Chairperson Rep. Robert Tomlinson at 3:30 p.m. on January 9, 2001 in Room 527-S of the Capitol.

All members were present except: Rep. Ralph Ostmeyer
 Rep. Bonnie Sharp
 Rep. Dixie Toelkes

Committee staff present: Bill Wolff, Research
 Ken Wilke, Revisor
 Mary Best, Committee Secretary

Conferees appearing before the committee: Commissioner Kathleen Sebelius, Kansas Insurance Dept.

Others attending: See Attached Guest List

Upon calling the meeting to order, Chairman Tomlinson welcomed the committee members and guests to the first meeting of the new session. Chairman Tomlinson then discussed how the bills would be moved through the committee and also covered the ethics laws in regard to gratuities. The Chair requested input from the committee. The Chair then reviewed the rules and regulations to be followed regarding cameras, cell phones, and any other communication equipment and that prior permission would be needed to bring in any audio or visual equipment into the meetings. Chairman Tomlinson then reminded the constituents to sign the roster as they come in each meeting and covered written materials when coming before the committee. With this said and done the Chair introduced Kansas Insurance Commissioner, Kathleen Sebelius.

Commissioner Sebelius came before the committee for her bill presentation. A copy of the testimony is (Attachments #1 & 2) attached hereto and incorporated into the Minutes by reference. The Commissioner informed the committee that there would be seven bills presented this session. Four of the bills would be presented to the House and three would be heard in the Senate. Of the four presented to the House Insurance Committee the subject matter dealt with:

1. Privacy of non-public Personal Health Information. This is a bill that calls for uniformity in all fifty states and D.C.
2. Viatical Law Update. This bill deals with re-sale of life insurance policies. It carries joint security regulation. It introduces the "Model Viatical Act" with new definitions, privacy, fraud, expanding licensing, conduct and behavior.
3. Elimination of data requirement on regards to malpractice screening panel form. Request deletion from statutes.
4. Risk-based capital update.

Following her presentation to the committee, Chairman Tomlinson requested comments or questions from the committee. As there were none the Chairman thanked Commissioner Sebelius and her staff for coming before the committee. He then turned to the committee for their pleasures to work the bills. The Chairman also brought forth a bill addressing privacy. The motion was brought before the committee to work the Privacy Bill of non-public Personal Health Information by Rep. Grant , the motion was seconded by Rep. Vickery and carried. Rep. Kirk made the motion to work the Viatical Law bill and was seconded by Rep. Phelps, a vote was taken and the motion carried. The next motion, addressing the Elimination of Data Requirement for Malpractice Screening, was made by Rep. Kirk and seconded by Rep. Grant. The motion carried. A final motion was made by Rep. McCreary in regard to the Risk-based Capital and was seconded by Rep. Hummerickhouse. This final motion also carried.