

MINUTES OF THE SENATE COMMITTEE ON PUBLIC HEALTH AND WELFARE.

The meeting was called to order by Chairperson Sandy Praeger at 10:00 a.m. on February 17, 2000 in Room 526-S of the Capitol.

All members were present except:

Committee staff present: Norman Furse, Revisor of Statutes  
Lisa Montgomery, Revisor of Statutes  
Hank Avila, Legislative Research Department  
JoAnn Bunten, Committee Secretary

Conferees appearing before the committee:

Chris Collins, Dir. of Governmental Affairs, Kansas Medical Society  
Mark Stafford, Kansas Board of Healing Arts  
Gary Reser, Kansas Veterinary Medical Association  
Chip Wheelan, Executive Director, Osteopathic Medicine  
Loretta Hoerman, Kansas Association of Physician Assistants  
Keith Landis, Christian Science Committee

Others attending: See attached list

**Action on SB 513 - Cosmetology; braiding not considered cosmetology**

Staff briefed the Committee on option 1 (Attachment 1) and option 2 (Attachment 2) for amending **SB 513** as shown in the attached balloons of the bill. Senator Hardenburger made a motion to adopt option 1 amendment which clarified the exemption of hair braiding under the Board of Cosmetology, seconded by Senator Becker. After Committee discussion on the amendment, the motion carried.

Senator Hardenburger made a motion the Committee recommend SB 513 as amended favorably for passage, seconded by Senator Bleeker. The motion carried.

**Hearing on: SB 527 - Denial of licenses for persons in healing arts who have been convicted of a felony 2/3 majority of board determine otherwise.**

Chris Collins, Director of Governmental Affairs, Kansas Medical Society, testified before the Committee in support of **BS 527** which would give two-thirds of the members of the Board of Healing Arts the ability to consider a felony conviction when deciding whether to grant, renew or reinstate a license. (Attachment 3) Mark Stafford, General Counsel, Kansas Board of Healing Arts, testified in support for **SB 527** but expressed concern with language relating to persons who already have a license, and a felony conviction in their past would not be allowed to renew their license without a two-thirds majority vote by the Board making the requisite finding may be potentially unconstitutional. He pointed out that this would have to be voted on annually, and renewing a license is a ministerial act that does not require Board findings. The Board suggests that for those persons who already have a license, the higher standard should apply only to future felony convictions, and this standard may be applied to past felonies for those who are not currently licensed. Other proposed amendments were outlined in the attached balloon of the bill along with his written testimony. (Attachment 4)

Gary Reser, Kansas Veterinary Medical Association, expressed support for the bill and offered an amendment that would include language relating to veterinarians convicted of a felony. (Attachment 5)

The Revisor noted that a veterinary medicine amendment would not apply to the bill, and suggested a new bill may need to be drafted to accommodate the proposal.

Chip Wheelan, Kansas Association of Osteopathic Medicine, expressed his concern with language in the bill and proposed a substitute bill as outlined in his written testimony. (Attachment 6)

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON PUBLIC HEALTH AND WELFARE, Room 526-S, Statehouse, at 10:00 a.m. on February 17, 2000.

**Hearing on SB 599 - Physician Assistant licensure**

Loretta Hoerman, Kansas Academy of Physician Assistants, testified in support of **SB 599** which would provide for the licensure of physician assistants. Ms. Hoerman provided the Committee with background information relating to the current registration of PA's as noted in her written testimony. (Attachment 7)

Mark Stafford, Kansas Board of Healing Arts, expressed his support for the bill, but noted that the Board did not have sufficient time to work with the proponents of the bill to strengthen some of the current language and will submit a balloon of the bill showing proposed amendments within a day or two. (Attachment 8)

Keith Landis, Christian Science Committee on Publication for Kansas, submitted a proposed amendment that would replace language relating to groups to be excluded from the act. (Attachment 9)

Chris Collins, KMS, expressed her support for **SB 599** but suggested language in Sec 6, on page 9, lines eight through twenty-four, which addresses the PA's scope of practice, is unnecessary and creates a source of possible confusion. (Attachment 10)

**Adjournment**

The meeting was adjourned at 11:00 a.m.

The next meeting is scheduled for February 18, 2000.

