

SESSION OF 2016

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 465**

As Recommended by Senate Committee on  
Public Health and Welfare

**Brief\***

SB 465 would amend the Kansas Healing Arts Act to add binge eating disorder (BED) to the list of disorders that may be treated with drugs designated as Schedule II, III, or IV under the Uniform Controlled Substances Act. The bill also would update the term “hyperkinesis” to “attention-deficit/hyperactivity disorder” and make technical changes.

**Background**

The bill was introduced by the Senate Committee on Ways and Means at the request of Shire, a pharmaceutical company. The bill was then referred to the Senate Committee on Public Health and Welfare. At the Senate Committee hearing, two representatives of Shire spoke in favor of the bill. The representatives generally stated the Food and Drug Administration approved Vyvanse, a drug developed by Shire, in January 2015 for the treatment of moderate to severe BED in adults. This drug has been prescribed for the treatment of moderate to severe BED in all but five states, including Kansas. Written proponent testimony was provided by representatives of the Kansas Association of Osteopathic Medicine, the Kansas Psychiatric Society, the National Alliance on Mental Illness – Johnson County, and Pathway to Hope. No neutral or opponent testimony was provided.

According to the fiscal note prepared by the Division of the Budget on the bill, the Board of Healing Arts (Board)

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

indicates enactment of the bill could increase the number of reports or complaints regarding practitioners violating the provisions of the bill. Any increase in complaints resulting in investigations would increase operational expenses; however, the Board is unable to estimate what the increase would be. Any fiscal effect associated with the bill is not reflected in *The FY 2017 Governor's Budget Report*.