

## HOUSE BILL No. 2235

By Committee on Vision 2020

2-6

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1 AN ACT concerning the prescription monitoring program advisory  
2 committee; membership; amending K.S.A. 2012 Supp. 65-1689 and  
3 repealing the existing section.  
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2012 Supp. 65-1689 is hereby amended to read as  
7 follows: 65-1689. (a) There is hereby created the prescription monitoring  
8 program advisory committee which, subject to the oversight of the board,  
9 shall be responsible for the operation of the prescription monitoring  
10 program. The advisory committee shall consist of at least ~~nine~~ 10 members  
11 appointed by the board as follows:

12 (1) *One consumer advocate, appointed by the governor;*

13 (2) two licensed physicians, one nominated by the Kansas medical  
14 society and one nominated by the Kansas association of osteopathic  
15 medicine;

16 ~~(2)~~ (3) two licensed pharmacists nominated by the Kansas  
17 pharmacists association;

18 ~~(3)~~ (4) one person representing the Kansas bureau of investigation  
19 nominated by the attorney general;

20 ~~(4)~~ (5) one person representing the university of Kansas school of  
21 medicine nominated by the dean of such school;

22 ~~(5)~~ (6) one person representing the university of Kansas school of  
23 pharmacy nominated by the dean of such school;

24 ~~(6)~~ (7) one licensed dentist nominated by the Kansas dental  
25 association; and

26 ~~(7)~~ (8) one person representing the Kansas hospital association  
27 nominated by such association. The board may also appoint other persons  
28 authorized to prescribe or dispense scheduled substances and drugs of  
29 concern, recognized experts and representatives from law enforcement.

30 (b) The appointments to the advisory committee shall be for terms of  
31 three years.

32 (c) The advisory committee shall elect a chairperson from among its  
33 members who shall serve a one-year term. The chairperson may serve  
34 consecutive terms.

35 (d) The advisory committee, in accordance with K.S.A. 75-4319, and  
36 amendments thereto, may recess for a closed or executive meeting when it

1 is considering matters relating to identifiable patients or providers.

2 (e) Upon the expiration of the term of office of any member of the  
3 advisory committee on or after the effective date of this act, and in any  
4 case of a vacancy existing on or after the effective date of this act, a  
5 successor shall be appointed by the board pursuant to this section.

6 (f) All members of the advisory committee shall serve without  
7 compensation.

8 (g) *All members of the advisory committee shall sign a confidentiality*  
9 *agreement not to disclose any information divulged to the advisory*  
10 *committee during the performance of its duties. The board of pharmacy*  
11 *shall design the confidentiality agreement and present it to advisory*  
12 *committee members for such members' signatures.*

13 (h) *An advisory committee member who knowingly discloses*  
14 *information in violation of subsection (g) shall be subject to the penalties*  
15 *of K.S.A. 2012 Supp. 65-1693, and amendments thereto.*

16 Sec. 2. K.S.A. 2012 Supp. 65-1689 is hereby repealed.

17 Sec. 3. This act shall take effect and be in force from and after its  
18 publication in the statute book.