

MINUTES OF THE HOUSE HEALTH AND HUMAN SERVICES COMMITTEE

The meeting was called to order by Chairperson Daniel Hawkins at 1:30pm on Wednesday, February 17, 2016, 546-S of the Capitol.

All members were present except:

Representative John Edmonds – Excused
Representative John Wilson – Excused
Representative Roderick Houston – Excused
Representative Ben Scott, appointed substitute member to the committee

Committee staff present:

James Fisher, Legislative Research Department
Renaë Hansen, Kansas Legislative Committee Assistant
Erica Haas, Legislative Research Department
Eileen Ma, Office of the Revisor of Statutes
Renaë Jeffries, Office of the Revisor of Statutes

Conferees appearing before the Committee:

Mitzi McFatrach, Kansas Advocates for Better Care
Mike Burgess, Disability Rights Center of Kansas
Rosie Cooper, Kansas Association of Centers for Independent Living
Tom Laing, Interhab

Others in attendance:

[See Attached List](#)

There were 35 in attendance including those who signed the guest list.

Hearing on: HB2682 — Prohibiting agency changes to waiver services under the Kansas program of medical assistance without express legislative authorization.

Revisor Eileen Ma gave a brief explanation of **HB2682**.

The committee received the fiscal note for **HB2682** ([Attachment 1](#)) .

Proponents:

Mitzi McFatrach, Kansas Advocates for Better Care, ([Attachment 2](#)) spoke to the committee in support of **HB2682**. She noted that this is not an individual problem but a systemic problem of patients not being able to get good long term health care.

Questions were asked and comments were made by Representatives: Dan Hawkins, Jim Kelly, Les

CONTINUATION SHEET

MINUTES of the Committee on Health and Human Services at 1:30pm on Wednesday, February 17, 2016 in Room 546-S of the Capitol.

Osterman, and Jim Ward.

Mike Burgess, Disability Rights Center of Kansas, ([Attachment 3](#)) spoke to the committee and offered support of **HB2682**. He noted several program changes that have had a very bumpy road in their implementation and are having a major impact on Kansans. He provided a document that explains the recommendations for communications plans for the state agencies to help with announcing the waiver integration proposal, as well as the implementation of the program ([Attachment 4](#)).

Questions were asked and comments were made by Representatives: Dick Jones, and Randy Powell.

Rosie Cooper, Kansas Association of Centers for Independent Living, ([Attachment 5](#)) gave testimony in support of **HB2682**. She gave the committee a background story of what has happened in the state since the KanCare program began and how Kansans have reacted to those changes with mistrust about what changes are occurring. Within their testimony is a chart for the months December 2014 - December 2015 describing eligible funding level with data showing the numbers of those who are waiver eligible and those who are on a waiting list. She noted that the entire state is scrambling to adhere to the Department of Labor final Rule by January 1.

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Tom Laing, Interhab, ([Attachment 6](#)) spoke to the committee in support of **HB2682**. He noted that there are several needs that need to be addressed in how they will be implemented:

- how to address the waiting list,
- how are the eligibility terms going to be determined, and
- how are the rights of individuals served by the change from an 1115 waiver to an 1915 waiver met.

Questions were asked and comments made by Representatives: Dick Jones, and Jim Ward.

Written Proponents:

Kathleen Stiffler, The Alliance for Kansans with Developmental Disabilities ([Attachment 7](#)) offered written only testimony in support of **HB2682**.

Written Opponent:

Mike Randall, Kansas Department of Health and Environment ([Attachment 8](#)) offered written testimony in opposition to **HB2682** and was available to answer questions.

Questions were asked and comments made by Representatives: Jim Ward, and Dan Hawkins.

The chairman convened a sub committee to be comprised of Representatives Willie Dove, Jim Kelly,

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CONTINUATION SHEET

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Les Osterman, and Jim Ward to look into the waiver integration issue.

The hearing on **HB2682** was closed.

Possible action on bills previously heard

Action on:

HB2607- Restrictions on persons interacting with child care facilities

Eileen gave the committee a reminder of the contents of **HB2607** and presented a technical amendment fixing an inadvertent computer error in the language.

*Representative Willie Dove moved to pass **HB2607** favorably, seconded by Representative Jim Ward.*

Representative Jim Ward moved a substitute amendment inserting the technical amendment to **HB2607**, ([Attachment 9](#)) , seconded by Representative Willie Dove.

There was no discussion.

Motion passed.

*Representative Scott Schwab moved to pass out of committee **HB2607** as amended, seconded by Representative John Whitmer. Motion passed.*

*Representative Scott Schwab moved to reconvene discussion on **HB2607**, seconded by Representative Blake Carpenter. Motion passed.*

The committee resumed action on **HB2607**.

Discussion ensued.

*Representative Scott Schwab moved to pass out of committee **HB2607** as amended, seconded by Representative Jim Kelly.*

There was no further discussion.

Motion passed.

Action on **HB2607** was closed.

Action on:

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MINUTES of the Committee on Health and Human Services at 1:30pm on Wednesday, February 17, 2016 in Room 546-S of the Capitol.

HB2608- Disclosing to trauma patients the reporting of confidential data to the Kansas trauma registry

Revisor Eileen Ma gave an overview of **HB2608** reminding committee members of its contents.

*Representative Willie Dove moved to pass **HB2608** favorably, seconded by Representative Les Osterman.*

Discussion ensued between committee members.

*Representative Willie Dove moved to table **HB2608**, seconded by Representative Dick Jones. Motion to table passed.*

Action on **HB2608** was closed.

Possible action on bills previously heard was closed.

The next meeting is scheduled for February 18,2016.

The meeting was adjourned at 2:50 PM.