

MINUTES OF THE SENATE PUBLIC HEALTH AND WELFARE COMMITTEE

The meeting was called to order by Chairperson Mary Pilcher-Cook at 1:34am on Wednesday, March 18, 2015, 118-N of the Capitol.

All members were present

Committee staff present:

Iraida Orr, Legislative Research Department
Randi Walters, Kansas Legislative Committee Assistant
Whitney Howard, Legislative Research Department
Rena Jefferies, Office of Revisor of Statutes
Nobuko Folmsbee, Office of Revisor of Statutes

Conferees appearing before the Committee:

Stuart Little, Kansas Association of Addiction Professionals (KAAP)
Cynthia Schendel, LCSW, President, Kansas Chapter, National Association of Social Workers (KNASW)
Kevin M. Fowler, Attorney, KNASW Legal Counsel

Others in attendance:

[See Attached List](#)

Hearing continuation on: SB254 — Behavioral sciences regulatory board; licensure of professions.

Chairperson Pilcher-Cook continued the hearing on **SB254**.

Stuart Little, KAAP, representing Dulcinea Rakestraw, testified in support of **SB254**. Mr. Little stated that they are supportive of the bill including the addition of the Licensed Masters Addiction Counselor. Mr. Little indicated that they would like to propose an amendment to address the language for the Licensed Masters Addiction Counselor license. Mr. Little described the changes, and indicated that they have not submitted the suggested amendments to the revisor. ([Attachment 1](#))

Cynthia Schendel, KNASW, testified in opposition of **SB254**. Ms. Schendel stated that KNASW has reviewed **SB254** and opposes several provisions. Ms. Schendel indicated that they would provide balloon amendments at the appropriate time. Ms. Schendel provided an overview of their concerns and suggested changes to address those issues. ([Attachment 2](#))

Kevin M. Fowler, KNASW Legal Counsel, testified in opposition of **SB254**. Mr. Fowler addressed two points of concern in Section 11. Mr. Fowler provided some suggested changes to address their concerns. He stated that he believes the Association has separately provided staff with some balloon amendments to accomplish both of these objectives. ([Attachment 3](#))

Written testimony in opposition of **SB254** was submitted by:

Vishal Adma, President, Kansas Psychiatric Society ([Attachment 4](#))

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After all questions by the committee were addressed, Chairperson Pilcher-Cook closed the hearing on on **SB254**.

Final action on: HB2042 — Membership on the governor's behavioral health services planning council.

Chairperson Pilcher-Cook opened final action on **HB2042**. Nobuko Folmsbee, staff revisor, reviewed the bill.

*Senator Denning moved, Senator LaTurner seconded, to add the contents of **SB121--Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight; members and meetings** into **HB2042**. After some discussion, motion carried.*

*Senator Denning moved, Senator LaTurner seconded, to create **S Sub for HB2042** and recommend favorably for passage. Motion carried.* Senator Kelly voted no, and requested her vote recorded.

Final action on: HB2149 — Relating to donor human breast milk.

Chairperson Pilcher-Cook opened final action on **HB2149**.

Senator Denning indicated that there has been an agreement on **SB123--Medications used to treat mental illness under the state medicaid program**. Nobuko Folmsbee distributed the amendment and explained the changes. ([Attachment 5](#))

*Senator Denning moved, Senator Bowers seconded, to add the contents of the amendment known as **SB123 New Language** into **HB2149**. After some discussion, motion carried.*

*Senator Denning moved, Senator LaTurner seconded, to add the contents of **SB181--Medicaid; restrictions of prescription-only drugs, as amended by the Committee of the Whole**, into **HB2149**. After some discussion, motion carried.*

*Senator Denning moved, Senator Kelly seconded, to create **S Sub for HB2149** and recommend favorably for passage. Motion carried.*

Final action on: HB2225 — Medical retainer agreements do not constitute insurance.

Chairperson Pilcher-Cook opened final action on **HB2225**. Nobuko Folmsbee reviewed the bill.

*Senator Denning moved, Senator LaTurner seconded, to add the contents of **SB285--Healing arts licensees, resident active licenses and health care records** into **HB2225**. Motion carried.*

Senator O'Donnell distributed a balloon amendment, and explained the changes. ([Attachment 6](#))

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Senator O'Donnell moved, Senator Love seconded, to adopt the balloon amendment. Motion carried.

Senator Denning moved, Senator Kelly seconded, to create **S Sub for HB2225** and recommend favorably for passage. Motion carried.

Chairperson Pilcher-Cook requested that without objection, the staff revisors be allowed to have technical discretion on all the bills passed out of Committee today.

Final action on: HB2281 — Enforcement of vision care services act.

Chairperson Pilcher-Cook opened final action on **HB2281**. Chairperson Pilcher-Cook stated she granted a request from some individuals to have information regarding this bill be distributed to committee members. ([Attachment 7](#)) ([Attachment 8](#))

Senator Denning distributed a balloon amendment, and explained the changes. ([Attachment 9](#))

Senator Denning moved, Senator O'Donnell seconded, to adopt the balloon amendment. After some discussion, motion carried.

Senator Denning moves, Senator Kelly seconded, to add the contents of **SB180--Health maintenance organizations and medicare provider organizations; privilege fees**, as amended by the Committee of the Whole, into **HB2281**. Motion carried.

Senator Denning moved, Senator Holmes seconded, to create **S Sub for HB2281** and recommend favorably for passage. Motion carried.

The meeting was adjourned at 2:30 p.m.

The next meeting is scheduled for March 19, 2015.