

MINUTES OF THE SENATE COMMITTEE ON PUBLIC HEALTH AND WELFARE

The meeting was called to order by Senator Jan Meyers at
Chairperson

10 a.m./~~p.m.~~ on March 17, 1983 in room 526-S of the Capitol.

All members were present ~~except~~

Committee staff present:

Emalene Correll, Legislative Research Department
Norman Furse, Revisor of Statutes office

Conferees appearing before the committee:

Rebecca Kupper, Kansas Hospital Association
Rep. Jim Braden

Others present: see attached list

HB 2006 - Donations of property for city hospital purposes. Re Proposal No. 9

Senator Meyers called the meeting to order and asked Emalene Correll, Legislative Research Department, to comment on HB 2006. Ms. Correll said this bill deletes all references to a county governing body or county hospital from the statute. No county hospital is organized under this statute and since HB 2002 creates general law for county hospitals, the interim committee amended this statute to make it apply to city hospitals only.

HB 2004 - Health care facilities and services hospitals districts: defined, application of general law. Re Proposal No. 9

Emalene Correll stated that this bill would legalize activities of some hospital districts that are not operating hospitals now, but are operating other health care facilities or services (ambulance services, long-term care facilities).

Rebecca Kupper testified in support of HB 2004, and distributed testimony stating the Kansas Hospital Association's support of HB 2004, 2005, and 2007. (Attachment #1).

HB 2005 - Hospital defined for purposes of statutes relating to operation by cities. Re Proposal No. 9

Rebecca Kupper, KHA, testified in support of HB 2005, and said this bill definitely tied with other bills because of definition of HB 2002. (Provides for a definition of city hospital that is the same as the definition for hospitals in the County Hospital Act).

HB 2007 - Services of county attorneys and district attorneys to county hospital. Re Proposal No. 9

Emalene Correll stated that the interim committee thought that the county attorney should not be required as a matter of law to represent the hospital board and decided to amend the bill, so that it says that the county or district attorney does not have to represent the hospital, but may do so.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON PUBLIC HEALTH AND WELFARE,
room 526-S, Statehouse, at 10 a.m. ~~PM~~ on March 17, 1983

Rebecca Kupper stated that KHA does support this bill. Many of the hospitals do have their own attorney, although some use the county attorney. It depends upon the case. This bill relates to opinion requests, as well as representing the hospital in civil actions.

Emalene Correll observed that in some cases both the county attorney and hospital board wanted this option. The Attorney General's opinion says that under current law the county attorney has to represent the hospital.

Rebecca Kupper commented that a county hospital runs like a private hospital. If an attorney can prove that he is overworked, other counsel can be used.

Senator Meyers concluded the hearing on HB 2007, and asked for discussion on HB 2002 and 2003.

There was discussion concerning SB 302 and its relation to HB 2002 and 2003. Norman Furse, Revisor of Statutes office, said that no county may charter out in terms of operating a county hospital. If you amend the bills and want to amend the Home Rule Statute, do it in the bill itself. To work this bill properly, the committee should have SB 302 and the amendments.

In answer to Senator Meyer's question as to the number of district hospitals in the state, Rebecca Kupper replied that there are 23 district and 50 county hospitals, and said the Association represents the vast majority.

Senator Francisco asked whether KHA would rather have the bills amended, or not have them at all. Ms. Kupper responded that she would have to talk with her people about that.

Rep. Jim Braden testified that the people in Clay County are concerned about HB 2002. He urged the committee to give serious consideration to the amendments if they do pass this bill.

Senator Johnston said that since the bills do not become effective until 1984, the committee ought to move the bills forward with or without the amendments and let the hospital people get together and work out their differences, then come back next year.

Emalene Correll stated that she thought it might be important for the committee to know that all of these groups appeared before the interim committee, and before the House committee.

Senator Morris moved that the minutes of March 16, 1983, be approved. Senator Francisco seconded the motion and it carried.

The meeting was adjourned.

SENATE
PUBLIC HEALTH AND WELFARE COMMITTEE

DATE 3-17-83

(PLEASE PRINT)

NAME AND ADDRESS

ORGANIZATION

Jeanne Blasi, RR1, Havana, Ks

no affiliation

Rebecca Krupper, Ks. Hosp. Assoc.

Topelha

Gary Bedford

Berean Christian School

Bucca Roachell

Berean Christian School

Lesa Lagan

Berean Christian School

Ted Weathers

Berean Christian School

Kris DeWhe, Olathe, Ks.

Berean Christian School

Debbie Ponder

Berean Christian School

Mary Hiley

Meadow View Sch. Parsons, Ks.

Betty Schuttler

Madelyn Shields

Parsons, Ks.

James A. Blitar

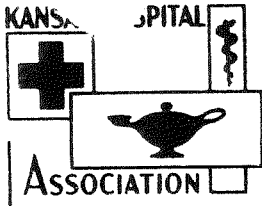
Parsons, Ks.

Betty McBride

County Treasurer

John Kovanic

County Treasurer



Donald A. Wilson
 President

TESTIMONY OF THE KANSAS HOSPITAL ASSOCIATION
 BEFORE THE SENATE PUBLIC HEALTH AND WELFARE COMMITTEE
 March 17, 1983

House Bills 2004, 2005 and 2007

Thank you, Madame Chairperson and members of the Committee. I am Rebecca Kupper, Director of Legislative Services for the Kansas Hospital Association.

House Bills 2004, 2005 and 2007 also arise from the interim study on public hospital laws. The Kansas Hospital Association supports these bills in their present form and urges this committee to recommend these bills favorably for passage.

We appreciate the opportunity to express our position on this legislation.

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