

Approved January 26, 1984
Date sh

MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE

The meeting was called to order by Marvin L. Littlejohn at
Chairperson

1:30 a.m./p.m. on January 19, 1984 in room 423-S of the Capitol.

All members were present except:

Committee staff present:

Emalene Correll, Research
Norm Furse, Revisor
Sue Hill, Secretary to Committee

Conferees appearing before the committee:

Dr. Robert G. Harder, Secy. Social Rehabilitation Services
Rep. Jesse Branson

(See Attachment No. 1.), for visitor's register.

Chairman called meeting to order, calling to attention of members that agenda for next week is before them, noting some duplication, and thus hearings on HB 2698 will take place Tuesday, January 24, 1984 only.

Chair asked pleasure of committee on minutes of committee meetings.
Rep. Green moved the minutes for January 10, 12, 16, 17, 18, be approved.
Motion seconded by Rep. Walker, motion carried.

Hearings on HB 2094 and HB 2095

Chair stated HB 2094 would abolish same commission mentioned in a Senate Bill by Senator Vidricksen. He asked that the House Public Health and Welfare committee run this bill so that when the Senate gets their whole package, it will take less time for their hearings in the Senate.

Dr. Harder spoke to HB 2094, (See Attachment No. 2.), for details. He stated this bill established an advisory committee to SRS, a committee that was never used, and SRS is recommending that it be abolished, and would add further, they do have in small rehabs, a small advisory committee, so do have the opportunity for input from the public. Feels it is redundant to continue this legislation, since it's never been used.

Dr. Harder then answered questions from committee, i.e., the advisory committee had been set up for 8 or 10 years and never met. It initially was set up when SRS began to get into congregate living for those mentally ill and mentally retarded.

Dr. Harder then spoke to HB 2095, see (Attachment No. 3.), for details. This bill was drawn to establish clearly that he had the authority to draw the necessary rules and regulations as it relates to control of traffic on campus grounds. He then answered questions in regard to posting rules and regulations; enforcement comes from a small security/fire force; and probably there is no fiscal note on this bill.

Chair asked Dr. Harder to comment on HB 2103, regarding photo I.D. cards. This bill was tabled last year, and it now would take a 2/3 vote to take it off the table, and Chair wondered if Dr. Harder feels this is still a viable bill request.

Dr. Harder stated that the bill was drawn up in a permissive way, and SRS would like to still have the bill. He feels it isn't necessarily a state-wide need, but in urban areas feels it has advantages for those who have welfare I.D. cards. Clients sometimes have problems cashing

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE,
room 423-S, Statehouse, at 1:30 a.m./p.m. on January 19, 1984

welfare checks, and sometimes the medical providers have questions about the medical I.D. card, so they could ask for the picture I.D. card, for a double check on identity.

Dr. Harder answered questions from committee, i.e., cost very small on this project; grocery clerks do have the right to ask for I.D. in connection with food stamps; food stamp fraud is a problem, and how do you keep from being illegal if someone is housebound and needs their food purchased for them? He stated tho, SRS is thinking about the photo I.D. in relationship to Aid to Dependent Children, General Assistance, and Medical Programs.

Rep. Cribbs asked Dr. Harder to get a ruling on how assistance in the purchase of food with food stamps for housebound can be done legally. He agreed to do so.

Chair thanked Dr. Harder for comments on HB 2103.

Chair noted to committee that HB 2094 needs an amendment to change dates from 1982, to 1983. Norm Furse, revisor explained the technical changes needed in this bill.

Rep. Niles moved that HB 2094 be amended, passed out of committee favorably, and placed on consent calendar. Motion seconded by Rep. Cribbs, motion carried.

Rep. Branson spoke to committee to bill request on child passenger safety act. This bill has been amended since earlier it was virtually un-enforcable. Now it raises the age of child passenger, and has a fine, pick-up trucks are exempted. She stated further, there now is feed-back from other states on reports of reductions of fatalities and injuries. She then answered questions from committee, i.e., should the pick-up trucks be exempted; is there value to having the fine nearly equal to the price of the safety restraint; court costs; why the bill is limited to parents or guardians being responsible to restrain children; previous opposition to the bill. (See Attachment No. 4.), for details.

Rep. Reinhardt made motion to introduce this bill and have it returned to our committee. Rep. Kline seconded and motion carried.

HB 2095

Rep. Wagon moved the bill be passed out favorably. (HB 2095). The motion seconded by Rep. Harder. Question called by Rep. Green, motion carried.

Chair asked wishes of committee on HB 2103.
Representative Green moved HB 2103 be taken off the table, seconded by Rep. Wagon. No discussion. Needing 2/3 majority a show of hands asked and vote was 12 yeas. Motion carried. Discussion followed.

Rep. Kline questioned that 12 votes was not 2/3 vote, that indeed it would be 13 votes, so the vote on HB 2103 is voided, and the motion did not pass.

Rep. Wagon requested that HB 2648 and HB 2649 be worked on today, so they might be moved out. She moved that HB 2649 be passed out favorably, seconded by Rep. Hassler, motion carried. Rep. Williams wished to be recorded as a no vote.

On HB 2648, Rep. Friedeman asked this bill be carried over until Monday, since he had to leave committee and wanted to be present when action was taken on this bill. Chair asked committee for their wishes, and after discussion, it was stated that this bill be carried over until 1/23/84.

Chair briefed committee on some agenda items for next week. Meeting adjourned.
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#2

STATE DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

Statement Regarding House Bill 2094

I. Short Title of the Bill

An act repealing K.S.A. 1982 Supplement 39-1203; relating to the abolishment of the rehabilitation and halfway house advisory committee.

II. Background and Discussion

K.S.A. 39-1203 requires the Secretary of Social and Rehabilitation Services to appoint a rehabilitation and halfway house advisory committee. The purpose of such committee is to advise the Secretary concerning general policies in regard to the provision of rehabilitation services and halfway house programs and to recommend standards for local community rehabilitation facilities and halfway house programs for the mentally retarded and other handicapped adults.

The committee has never been appointed by the Secretary and is unnecessary since the department works very closely with the affected interest groups and clientele. Further, the assignments of other advisory committees overlap with those delegated to the rehabilitation and halfway house advisory committee.

III. SRS Position

SRS supports this legislation to abolish the rehabilitation and halfway house advisory committee.

Robert C. Harder, Secretary
Office of the Secretary
Social and Rehabilitation Services
296-3271
January 19, 1984

Attm. #2
1-19-1984

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STATE DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

Statement Regarding House Bill 2095

I. Short Title of Bill

An act relating to the regulation and control of traffic and parking at institutions under the control of the Secretary of Social and Rehabilitation Services; amending K.S.A. 76-12a13 and repealing existing section.

II. Background and Discussion

K.S.A. 76-12a13 relating to traffic control on state institution grounds requires the posting of applicable administrative regulations at or on affected roads, streets, driveways, grounds, etc. This requirement is somewhat burdensome and not workable since the department's administrative regulations concerning traffic control are several pages long and not published in durable form.

This legislation amends K.S.A. 76-12a13 to delete the requirement of posting such traffic control regulations on state institution grounds. This deletion would not be unfair to motorists since traffic control signs would remain in place and other rules would continue to be published as administrative regulations.

III. SRS Position

SRS supports passage of this legislation.

Robert C. Harder, Secretary
Office of the Secretary
Social and Rehabilitation Services
296-3271
January 19, 1984

Attn. # 3
1-19-1984

1-19-4
#4

HOUSE BILL NO. _____

By

AN ACT amending the child passenger safety act; providing for a penalty; amending K.S.A. 8-1344, 8-1345 and 8-1347 and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 8-1344 is hereby amended to read as follows: 8-1344. ~~From and after January 17, 1982,~~ Every parent or legal guardian of a child under the age of ~~two~~ four years who resides in this state, and who is transporting such child in the front seat area of a passenger car as defined in K.S.A. 8-1445 and amendments thereto on a highway as defined in K.S.A. 8-1424 and amendments thereto, shall provide for the protection of such child by properly using a child passenger safety restraining system of a type approved under this act. This act shall not apply to transportation of children in vehicles registered in another state, nor to transportation in a temporary substitute vehicle. The secretary of transportation shall adopt rules and regulations for the performance, design and installation of child passenger safety restraining systems for use in passenger cars for children under the age of ~~two~~ four years, in accordance with federal motor vehicle safety standards and shall approve those systems which meet such standards.

Sec. 2. K.S.A. 8-1345 is hereby amended to read as follows: 8-1345. ~~A law enforcement officer shall issue an oral warning to any parent or legal guardian of a child under the age of two years who violates K.S.A. 8-1344, and the parent or legal guardian shall be provided information about child passenger safety which encourages the use of safety restraining systems.~~
(a) It shall be unlawful for any parent or legal guardian of a child under the age of four years to violate the provisions of

Attn. #4
1-19-1984

K.S.A. 8-1344, and amendments thereto, and upon conviction shall be punishable by a fine of \$10 per occurrence.

(b) The fine provided for in subsection (a) and court costs assessed under K.S.A. 28-172a and amendments thereto shall be waived if the parent or legal guardian provides proof prior to trial that such parent or legal guardian has purchased or acquired an approved child safety restraining system.

Sec. 3. K.S.A. 8-1347 is hereby amended to read as follows:
8-1347. The secretary of transportation shall develop a program of public education to promote the use of child passenger safety restraining systems. As part of this program, the Kansas department of transportation shall make available to law enforcement officers for dissemination, information concerning child passenger safety.

Sec. 4. K.S.A. 8-1344, 8-1345 and 8-1347 are hereby repealed.

Sec. 5. This act shall take effect and be in force from and after its publication in the statute book.