

Approved _____

Date

3-17-87

MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE

The meeting was called to order by Vice-Chairman, Frank Buehler at
Chairperson

1:30 a.m./p.m. on March 16, 1987 in room 423-S of the Capitol.

All members were present except:

Chairman Littlejohn, Representative Pottorff, both excused.

Committee staff present:

Emalene Correll, Research
Norman Furse, Revisor
Sue Hill, Committee Secretary

Conferees appearing before the committee:

Pat Goodson, Right to Life of Kansas
Representative Elaine Hassler
John Pierpont, Coordinator Children/Youth Advisory Committee
Robert R. Williams, Executive Director, Ks. Committee for Prevention of Child Abuse

Vice-Chairman Buehler called meeting to order when quorum was present, calling attention to bill briefings by staff on Senate Bills this date.

Briefing on SB 19:

Norman Furse, Revisor gave a detailed briefing of SB 19, i.e., was introduced by the 1986 Special Committee on Public Health and Welfare, after Interim study. Bill states who would be authorized to perform autopsy; speaks to fees paid by county in which the death occurs, or where the dead body is found if county unknown; clarifies body parts may be removed if specific body organ not necessary to determine cause/circumstances of death. He answered questions, i.e., organ donation would have to be authorized by donor prior to death, or consent by next of kin in order to be legally acceptable. There are laws currently in effect that speak to the sale/and or profit from body organs.

Briefing on SB 34:

Mr. Furse gave a detailed briefing of SB 34, i.e., the Secretary of Board of Healing Arts currently serves on the Board of Healing Arts in a part-time basis. However the new legislation proposed would change the Secretary position to Executive Director who would serve full time and would not serve on the Board. An Administrative Assistant would also be appointed to the Executive Director. He pointed out policy changes, i.e., specifics in percentages of subjects required to obtain license; transition language changes in regard to changing the word "Secretary", to "President of the Board". An outline is directed to duties of the Executive Director. It was noted language change in Line 365 might need to be considered, i.e., to change "physician" to "person". There was discussion in regard to fiscal note, and it was determined all departments are fee agencies, therefore, SB 34 would be fee supported.

Hearings began on SB 64

Chair invited conferees to begin testimony on SB 64:

Pat Goodson, Right to Life, gave hand-out to members, (see Attachment No.1), for details. Language in SB 64 makes a provision to allow moneys from the Family and Children Trust Fund to be used for educational materials. Our people, she said, are concerned this language is overly broad and could be construed as authorization for funding sex education materials. They would recommend this committee amend SB 64 to prohibit funding of sex education material. If there is no intent to use the funds in this way, then there should be no objection to their proposed amendment. Perhaps language could be added, saying, "no such materials shall provide information concerning family planning or abortion".

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE,
room 423-S, Statehouse, at 1:30 4~~4~~4/p.m. on March 16, 1987

Hearing continues on SB 64.

Representative Hassler spoke to SB 64, giving background information to members, i.e., the parent organization of the Family and Children's Trust Fund is the Children and Youth Advisory Commission. Both these groups have been organized within the last 10 years. This parent body is to encourage citizen/community awareness as to the needs of problems of children. An effort is made to extend cooperation between government and people. There is an exchange between the group with other departments, i.e., Department of Education, Human Resources, Health and Environment, Social Rehabilitation, and Judicial. Kansas was the first state working to the problem of child abuse. A portion of fees collected from marriage and birth certificates is placed in this trust fund, and money then used to figure out ways to combat child abuse.

John Pierpont, Coordinator of Children/Youth Advisory Committee, gave hand-out to members, (see Attachment No.2), for details. According to mandate, their Advisory Committee is to "Encourage Citizen and Community Awareness as to the needs and problems of children in Kansas". At the present time, the Advisory Committee has no funds for this purpose, and proposed legislation in SB 64 would resolve this problem by allowing monies from Family and Children's Trust Fund to be used to provide educational materials which would enhance citizen and community awareness of these needs and problems. Currently no provision has been made for coordinator's travel expenses, and SB 64 would speak to this concern. He answered questions, i.e., age of children would be considered those through school age years; yes, the problem of AIDS is very alarming, but the primary focus of the Advisory Committee has been in regard to prevention of child abuse, rather than services. This Trust Fund is monitored by the Youth Services Department of SRS.

Bob Williams, Ks. Commission for Prevention of Child Abuse gave hand-out, (see Attachment No.3), for details. The proposed legislation will further allow the Children/Youth Advisory Committee, who is charged with the responsibility of allocating Trust Fund monies, to carry out duties as set forth in K.S.A. 38-1402. Currently ability to carry out their duties is hampered by inability to fund the publishing and dissemination of educational material. Travel expenses for the Coordinator would be granted in this legislation as well. We encourage favorable passage of SB 64. He answered questions, i.e., yes, admittedly the language is broad in lines 43,44,45, but he would not like to see it restricted. It is difficult to explain to children the concerns about abuse and not relate it to sex education.

Hearings closed on SB 64.

Representative Amos moved to approve minutes of March 4,5,6, 1987 as written, seconded by Representative Neufeld, motion carried.

Vice-Chairman stated he and Representative Sughrue had attended a conference of Council of State Governments in St. Louis, and there was a seminar on AIDS. The statistics are alarming. He hopes this information could be shared with members of this committee.

Meeting adjourned.

GUEST REGISTER

HOUSE

PUBLIC HEALTH AND WELFARE COMMITTEE

Date 3/16/87

NAME	ORGANIZATION	ADDRESS
Sally Rockett	St. Francis Med. Center	Wichita
John P. ...	Children & Youth H. Comm.	Topeka
David O'Brien	SRS - Youth Services	Topeka
Bob Williams	KCPCA	Topeka
Theresa Shovel	KANSAS NARAL	TOPEKA
Judith Teasos	Individual	Lenexa
Pat Goodson	Right To Life	St Mary's
Kevin M. Hill	—	TOPEKA
KEITH R LANDIS	CHRISTIANSCIENCE COMMITTEE ON PUBLICATION FOR KANSAS	"
Charlene Abbott	Pd. Healing Arts	Topeka
Larry ...	—	—
Diana ...	KS ESTETIC ASSN	"

Mr. Chairman, members of the Committee thank you for this opportunity to speak. I am Pat Goodson and I represent Right To Life of Kansas.

Senate bill 64 contains a provision allowing moneys from the Family and Children Trust Fund to be used for educational materials. We are concerned that this language is overly broad and could be construed as authorization for funding sex education materials.

We did not oppose senate bill 64 in the senate committee because we were assured by sponsors that this was not the intent of the amendment.

Since that time we have found that there are those who do in fact see the trust fund as a source of funding for sex education programs, the intent of the senate sponsors notwithstanding.

In November a teenage pregnancy conference cosponsored by four state agencies, the departments of health, SRS, education, and human resources, recommended mandating sex education as a requirement for graduation, implementing "health" clinics in all Kansas schools in order to make birth control more easily available, and providing services without parental consent (which are of course birth control and abortion).

Page 36 of the conference report which recommends providing a sex education program from Kindergarten through grade 12 suggests grants from the children's trust fund as a source of revenue for such a program.

When the fund was originally conceived members of the family planning establishment eyed it as a potential source of revenue. For this reason the legislature added a proviso prohibiting funding of abortion.

In light of the teenage pregnancy report and the fact that as I understand the governor's commission report on sex education was presented at a trust fund meeting, we would ask this committee to amend SB 64 to prohibit funding of sex education material.

If there is no intent to use the funds in this way then there will be no objection. Language could be added to the effect that "no such materials shall provide information concerning family planning or abortion".

We believe this would be an important safeguard to what appears to be extremely broad language, and we urge the committee to adopt such an amendment.

RIGHT TO LIFE OF KANSAS, INC.

*P. H. W.
attn #1
3-16-87*



STATE OF KANSAS

CHILDREN AND YOUTH ADVISORY COMMITTEE

SMITH-WILSON BLDG.
2700 W. SIXTH ST.
TOPEKA, KANSAS 66606-1898

(913) 296-4649

KANS-A-N 561-4649

TESTIMONY ON SENATE BILL NO. 64

MR. CHAIRMAN, MEMBERS OF THE COMMITTEE, I AM APPEARING ON BEHALF OF THE CHILDREN AND YOUTH ADVISORY COMMITTEE TO TESTIFY IN REGARD TO SENATE BILL NO. 64.

THE CHILDREN AND YOUTH ADVISORY COMMITTEE SUPPORTS THIS BILL. ACCORDING TO ITS LEGISLATIVE MANDATE (KSA 38-1402), THE ADVISORY COMMITTEE IS TO "ENCOURAGE CITIZEN AND COMMUNITY AWARENESS AS TO THE NEEDS AND PROBLEMS OF CHILDREN" IN KANSAS. AT THE PRESENT TIME, THE ADVISORY COMMITTEE HAS NO FUNDS FOR THIS PURPOSE. SENATE BILL 64 WOULD RESOLVE THIS PROBLEM BY ALLOWING MONIES FROM THE FAMILY AND CHILDREN'S TRUST FUND TO BE USED TO PROVIDE EDUCATIONAL MATERIALS WHICH WOULD DIRECTLY AND SPECIFICALLY ENHANCE CITIZEN AND COMMUNITY AWARENESS OF THE NEEDS AND PROBLEMS OF KANSAS CHILDREN.

*P.H.W.
Attn #2
3-16-87*

IN THE 1986 SESSION, THE LEGISLATURE CREATED A COORDINATOR POSITION FOR THE CHILDREN AND YOUTH ADVISORY COMMITTEE. TRUST FUND MONIES ARE USED TO PAY THE COORDINATOR'S SALARY, AND THE STATE DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES PROVIDES CLERICAL SUPPORT, OFFICE SPACE, SUPPLIES, ETC. HOWEVER, NO PROVISION HAS BEEN MADE FOR THE COORDINATOR'S TRAVEL EXPENSES. SENATE BILL 64 WILL CORRECT THIS SITUATION BY ALLOWING MONIES FROM THE FAMILY AND CHILDREN'S TRUST FUND TO BE USED TO PAY THE COORDINATOR'S TRAVEL EXPENSES.

THE CHILDREN AND YOUTH ADVISORY COMMITTEE RESPECTFULLY REQUESTS THAT YOU ACT FAVORABLY ON SENATE BILL 64.

JOHN PIERPONT, COORDINATOR
CHILDREN AND YOUTH ADVISORY COMMITTEE
(913)296-4649



**Kansas
Committee
for Prevention
of Child Abuse**

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Robert R. Williams, M.S., C.A.E.

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TESTIMONY

HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE

Senate Bill No. 64

March 16, 1987

Robert R. Williams, Executive Director
Kansas Committee for Prevention of Child Abuse

The Kansas Committee for Prevention of Child Abuse was founded in 1976 as the pilot chapter of the National Committee for Prevention of Child Abuse. We are a statewide non-profit volunteer organization dedicated to the prevention of child abuse. Since our inception we have grown to represent 23 chartered community-based coalitions throughout Kansas.

The Family and Children's Trust Fund was the brainchild of Kansas Committee for Prevention of Child Abuse. It was the first Trust Fund in the nation devoted to child abuse prevention. There are now 38 states with Trust Funds patterned after the Kansas plan.

These proposed amendments to the Family & Children's Trust Fund will further allow the Children and Youth Advisory Committee, who is charged with the responsibility of allocating Trust Fund monies, to carry out their duties as set forth in K.S.A. 38-1402. Currently their ability to encourage citizen and community awareness as to the needs and problems of children are hampered by their inability to fund the publishing and dissemination of educational material.

The funding of travel expenses for the Coordinator of the Children and Youth Advisory Committee is to rectify an oversight last year when the Trust Fund was amended to allow the Children and Youth Advisory Committee to hire a Coordinator.

We encourage the Committee to pass the proposed amendments.

PNX@

Attn #3

3-16-87