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Date 2-3-87

MINUTES OF THE SENATE COMMITTEE ON PUBLIC HEALTH AND WELFARE

The meeting was called to order by SENATOR ROY M. EHRLICH at
Chairperson

10:00 a.m./p.m. on January 26, 1987 in room 526-S of the Capitol.

All members were present except:

Committee staff present:

Emalene Correll, Legislative Research
Norman Furse, Revisor of Statutes Office
Clarene Wilms, Committee Secretary

Conferees appearing before the committee:

Pat Goodson, Right to Life of Kansas
Others attending: See attached list

SB-18 - An Act concerning human body parts;

Norman Furse continued briefing on SB-18. Staff stated that this bill does not change the current law, only enlarges the scope to other human body parts. The present law reads certain warranties into sales. This section would eliminate the possibility of contracted action - particular circumstances are not a sale so no warranties are expressed or implied. It was further stated that although no warranties would apply, it probably would be possible to sue for negligence.

SB-35 - An Act relating to the state board of healing arts; concerning the regulation of the practice of certain branches of the healing arts and related health care specialties by the board;

Emalene Correll continued briefing on SB-35. Review revealed changes ranging from small ones concerning policy to set passing grade levels which are now set by statute, reeducation or continuing education in certain circumstances; new additions would allow recovering of costs in giving examinations. Section 33 deals with changes in the physicians assistant practice and appears to allow more latitude than was previously intended and appears to make physician assistants more independent. It was suggested that it may be time to look at the physician assistant and physician relationship. Later sections deal with physical therapists and physical therapist assistants, and occupational therapists. Section 67 is a new section authorizing refunds. It was stated that more and more groups are being added to the healing arts board and an interium committee might want to look at whether or not the board of healing arts ought to be turned into a medical practice board with some other arrangements made for registration of those groups that are not practioners of the healing arts. It was also suggested that the committee might want to look at the healing arts practice as it is hard to use as it skips from subject to subject.

Senator David Kerr introduced his pages, Jennifer Cook, Angela Gray and Laurie Pitts from Buhler High School.

Pat Goodson, Right to Life of Kansas, requested the committee introduce a bill that would extend to clinics and doctors offices the same regulations as hospitals in regard to reporting abortions. It would also involve giving a form to the patient that would, voluntarily be returned after 60 days reporting any complications arising from the abortion. At the present time information is reported by hospitals. It would be helpful to have other clinics, etc. make these same reports. The reports would be anonymous and would be summarized by the Department of Health and Environment. Senator Francisco moved that this bill be recommended by the committee with a second by Senator Riley. Motion carried. (attachment 1)

The meeting adjourned at 10:40 a.m. The next meeting will be held 1-27-87.

SENATE BILL NO. _____

By Senator

AN ACT requiring certain reports concerning the termination of pregnancies; amending K.S.A. 65-445 and repealing the existing section.

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

Section 1. K.S.A. 65-445 is hereby amended to read as follows: 65-445. (a) Every hospital medical care facility shall keep written records of all pregnancies which are lawfully terminated within such--hospital the medical care facility and shall annually submit a written report thereon to the secretary of health and environment in the manner and form prescribed by said the secretary. Every person licensed to practice medicine and surgery shall keep a record of all pregnancies which are lawfully terminated by such person in a location other than a medical care facility and shall annually submit a written report thereon to the secretary of health and environment in the manner and form prescribed by the secretary.

(b) Such The report shall include the number of pregnancies terminated within-such-hospital during said such period of time, the type of medical facility in which the pregnancy was terminated and such other information as may be required by the secretary of health and environment, but said the report shall not include the names of the persons whose pregnancies were so terminated.

(c) Every medical care facility or, if the pregnancy is terminated in a location other than a medical care facility, the person licensed to practice medicine and surgery who terminated the pregnancy shall give to every person whose pregnancy has been terminated a form prescribed by the secretary of health and environment. The purpose of the form shall be to determine if

*Senate PH+W
1-26-87
Attachment 1*

any medical complications have occurred following the pregnancy termination. The form shall state on its face that it is to be completed by the person whose pregnancy was terminated and returned to the medical care facility or person licensed to practice medicine and surgery 60 days after such procedure. The medical care facility or person licensed to practice medicine and surgery shall submit annually, at the time of submission of the reports under subsection (a), a copy of each form received, or a summary of such forms, but the copy or summary shall not include the name of any person whose pregnancy was terminated.

Sec. 2. K.S.A. 65-445 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.