

Approved

Date

7-27-89

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 February 23, 19⁸⁹ in room 313-S of the Capitol.

All members were present except:
Rep. Weimer, excused

Committee staff present:

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

Conferees appearing before the committee:

Chair called meeting to order welcoming 140 nurses, and 180 nursing students in the Capitol today, and many of them in audience at this meeting. Chair asked them to stand and be recognized by Committee members.

Chair called attention to Agenda, discussion and action will be taken on several bills.

Chair drew attention to HB 2206.

Chair noted the bill has to do with reporting of abuse/neglect of some persons, and was introduced by Representative Blumenthal. Suggested amendment by Mrs. Paslay of Association for Retarded Citizens was, i.e., language changes in lines 30-32. Rep. Blumenthal agreed with these changes. Chair read proposed amendment, "any individual with mental retardation/developmental disability receiving services through a licensed comprehensive community mental retardation center or served through a licensed resident care facility, community based residential facility or adult family home".

Rep. Shallenburger made motion to amend HB 2206 as proposed by ARC, and as read by Chairman, seconded by Rep. Wiard. No discussion. Vote taken, motion carried.

On the bill as a whole, Rep. Sader moved to report HB 2206 favorably as amended, seconded by Rep. Branson. No discussion. Vote taken, motion carried.

Chair drew attention to HB 2254.

HB 2254 deals with the transfer and or discharge of patients from an Adult Care Home facility. Chair noted there were suggested amendments by the Department of Health and Environment, i.e., delete, "as defined by rules and regulation of the licensing agency," as it appears in line 116-117, and to further amend by inserting the words, "in writing" after the word, "notified" as it appears in line 119.

Chair noted both Nursing Homes Associations that were present the day of hearings had no quarrel with this proposed amendment.

Rep. Amos moved to amend HB 2254 as suggested above by Department of Health/Environment, seconded by Rep. Hochhauser. No Discussion. Vote take, motion carried.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE,

room 313-S, Statehouse, at 1:30 ~~A.M.~~/p.m. on February 23, 1989

DISCUSSION CONTINUED ON HB 2254: Discussion ensued in regard as to whether or not the bill is needed. Can not in fact these procedures be handled through Rules and Regulations rather than creating new State Law, was debated. Further discussion in regard to a balloon being prepared per request in regard to additions that relate to Federal law might need to be incorporated as amendments to HB 2254.

Rep. Wells made a motion to amend HB 2254 by adding language, "30 days advance notice is not required if: (1) the transfer is done for safety or welfare reasons of other individuals, (2) the health improves for the resident justifying transfer or discharge, or (3) resident has been in facility for less than 30 days. Rep. Wells then withdrew her motion when it was noted a balloon would be available on Monday, February 27th, and could be evaluated better at that time.

HB 2271:

This bill relates to smoking in the Capitol building. There are concerns with language that speak to enclosed space. Lengthy discussion ensued, i.e., clarify definition of "enclosed space", some see this legislation as un-inforceable.

Rep. Reinert moved to report HB 2271 adversely, seconded by Rep. Green. Discussion continued. Question called for, vote taken, motion carried.

HB 2317:

This bill relates to distribution of free samples of cigarettes and other tobacco products.

Chair requested Mr. Furse to brief committee on concerns with HB 2317. Mr. Furse noted Statutes on this regard would generally relate to the regulation of sale of cigarettes and tobacco products for tax purpose, and are Chapter 79 Statutes. Within the body of the bill, i.e., Page 6, (p) and Page 9, (b) speak to regulations against distributing, without charge any tobacco products to any persons.

There was lengthy discussion in regard to these concerns, i.e., it would be against the law, (with penalty resulting in fines and jail terms), for anyone to give a friend a cigarette, anywhere. It was noted eprhaps language in this bill goes further than initially intended. Numerous questions were asked in regard to penalties.

Rep. Shallenburger made a motion to Table HB 2317, seconded by Rep. Cribbs. Chair noted Tabled bill is non-debatable. Vote taken, motion carried.

Chair recognized Rep. Branson who wished to request introduction of a House Resolution.

Rep. Branson offered hand-out, (Attachment No.1) which was a draft for a House Resolution commending the Secretary of Health and Environment for establishing an office of rural health and encouraging further efforts to deal with rural health problems.

Rep. Green moved to offer House Concurrent Resolution as suggested by Rep. Branson, motion seconded by Rep. Buehler. No discussion. Vote taken, motion carried.

At this time Chair reviewed agenda for next week. It was noted there will be further discussed and action taken on HB 2108 on Monday.

Meeting adjourned 2:30 p.m.

GUEST REGISTER

HOUSE PUBLIC HEALTH AND WELFARE COMMITTEE

Date Feb 27, 1989

Name	Organization	Address
Cordelia Schaffer	RN - Geriatrics	123 N. Richmond Wichita, KS 67203
Nickie Stein, R.N., M.Ed.	KSNA	Topoka
Lori Edwards RN	KANS	Topoka
KEITH R. LANDIS	CHRISTIAN SCIENCE COMMITTEE ON PUBLICATION FOR KANSAS	
LUCILLE S. SANDERS	CSAS CASA	5315 W 95th CR O.P. KS 66207
Shirley Jones RN	KSNA	122 East Ave. E Hutchinson KS 67501
Mary Keenan RN	Wichita State	1502 Heerman Andover, KS 67002
Jan W. Kn...	Wichita State	2509 E. 44th Street Hutchinson 67502
Mary Stach RN	Wichita State	1403 E 35th Hutch. Ks 67502
Rice Gifford RN	KSNA	219 E. 6th Harrison, KS 67544
Darla L. Denny	KUMC	8015 Cornuch K.C., KS 66109
Betty J. Denny	Registered Nurse KCKs.	8615 Cornuch K.C. KS 66109
Kathleen Sawyer	RN BSN	11319 W. 14th Wichita, KS 67212
Corinne Gering	RNC BSN	1301 Billiky Wichita KS 67203
Janice Vepart	RN - KNT	5531 Lincolnship Topeka, KS 66610
Corinne Whiting	RN KNT	2424 Poppenwood Topeka KS 66616
Rosemary Watson	PSU - Nsg. Student	Rt 1 Blue Mound, Kansas 66000
Deb Mungby	PSU - Nsg Student	RR 2 Box 155 Wabash City, MO 64570
Jody D. Wood	PSU - Nsg Student	Route 2 Box 72A29 Dawson, KS 67356
Sherry Everts	PSU - Nsg Student	309 W. Quincy Pittsburg, KS 66162
Wera Witt	PSU - N Student	R. #1, Box 33 St. Paul, KS 66771
Joan Pierce	W. Co. Ks. Johnson County CASA Coalition Prevention Child Abuse	9431 Enslin Lane Leawood, KS 66206

GUEST REGISTER

HOUSE PUBLIC HEALTH AND WELFARE COMMITTEE

Date 2-23-89

Name	Organization	Address
Norman K. Borman	KSNA	Box 216 Delamont, K
Mary Cade	WSU	6458 N. Hydrant Park Ct
Mary Staines Ruz	St Mary College	RR #2 Box 136P Leawards
Ikene Kauffman	Friendly Acres	7332 Rockwood Wichita
Bobby Newman	Friendly Acres - Newton	1708 E. 8 th Newton, KS ⁶⁷¹¹¹
Allye Parker	IPS	Topeka
Virginia Tomyski	CCCC Nursing Program	Athol, KS
Diane Steinrock	CCCC - Nursing Program	Cliffert, KS
Esther Simul	WU Nursing Student	Jawman
Debbie Conrady	Butler County Comm. College N/S	El Dorado, KS
Janet Heezet	Butler Co. Comm. College N/S	Marion, KS
Jelley Long	" " " " Inst	1457 Todd Ct Wichita
Vicki Audley RN, MN	" " " " Inst	6202 E 9th Wichita, KS ⁶⁷²⁰¹
Jesse Alway	KDDA	
Paul W. Coleman	KT-CD #V	
ACAN ANDERSON	TOBACCO INSTITUTE	TOPEKA
Karen Y. Perckio	SIN Newman Hosp. School of Nursing	Emporia
Susan Gray	" " " " " "	"
Mari Bronaugh	K.U. NSG. School	Prairie Village, KS
Casa Allamano	" "	O.P. KS
Claire L. Harrison	Marymount College	Salina, KS
Shirley Besley	Marymount College	Salina, KS
Delora Edgerton	Marymount College	Salina, KS

HOUSE CONCURRENT RESOLUTION NO. 5014

By Representative Branson

A CONCURRENT RESOLUTION commending the secretary of health and environment for establishing an office of rural health and encouraging further efforts to deal with rural health problems.

WHEREAS, The focus of extensive governmental effort in rural health at the federal and state level during the 1970s was to address the poor distribution of health care providers and services by the use of an urban delivery model which was funded primarily on a cost reimbursement basis; and

WHEREAS, In the decade of the 1980s, funding was reduced for many programs and full-cost reimbursement was replaced by prospective payment systems which have worked to the detriment of rural health services; and

WHEREAS, In addition, shortages of physicians and professional support staff in rural areas threatens the quality and availability of health care delivery in such areas; and

WHEREAS, The loss of essential health services is imminent in many rural communities in this state: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the secretary of health and environment is hereby commended for establishing an office of rural health within the department of health and environment and is encouraged to utilize such office for the purpose of assisting rural communities and areas in dealing with rural health problems; and

Be it further resolved: That the Secretary of State is hereby directed to send an enrolled copy of this resolution to the Governor and to the Secretary of Health and Environment.

*PH/W
Attn #1
2-23-9*