

Approved: March 28, 2000  
Date

MINUTES OF THE HOUSE COMMITTEE ON HEALTH AND HUMAN SERVICES.

The meeting was called to order by Chairperson Garry Boston at 1:30 p.m. on March 20, 2000 in Room 423-S of the Capitol.

All members were present except: Representative David Haley, Excused

Committee staff present: Emalene Correll, Kansas Legislative Research Department  
Dr. William Wolff, Kansas Legislative Research Department  
Norman Furse, Revisor of Statute's Office  
June Evans, Secretary

Conferees appearing before the committee:

Others attending: See Attached Sheet

The Chairperson said the committee decided last Thursday to work two extra days so are working **SBs Sub 554, 555, 513 and Sub 599.**

Representative Geringer thanked the committee for the cards, flowers and prayers for his mother.

The Chairperson asked what the committee wished to do on **Sub SB 554 - Health Care Data.**

After discussion Representative Henry moved and Representative Bethell seconded to move Sub SB554 out favorably. The motion carried.

The Chairperson stated there was a balloon on **SB 555 - Voting status of governmental members of the health care data governing board.**

Representative Morrison moved and Representative Landwehr seconded to amend SB 555 on page 1, line 11 deleting "also repealing K.S.A. 199 Supp. 65-6805" and on page 2, line 8, delete "and 65-6805 are" and add "is". The motion carried.

Representative Geringer moved and Representative Long seconded to move SB 555 out as amended.

The Chairperson stated Representative Lightner moved and Representative Storm seconded amending **HB 2875** into **SB 513** at our last meeting and would take up **SB 513 - Concerning Cosmetology** at that point.

Representative Morrison stated he would be unable to act on this as he had not been able to contact cosmetologists in his area.

It was asked if **SB 513** was left in tact and the Chairperson said it was.

Representative Lightner moved and Representative Bethell seconded to amend **HB 2875** into **SB 513** and add amendment adding an application fee of \$15.00. The motion carried.

Representative Landwehr moved and Representative Bethell seconded to amend **SB 513** on page 2, line 8 adding "and so long as the requirements of section 2 and amendments thereto are complied with" and add new Section 2. The motion carried.

Representative Light requested to be recorded as voting NO.

The Chairperson asked the committee what their wishes were on **SubSB599 - Licensure of Physicians Assistants.**

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON HEALTH AND HUMAN SERVICES, Room 423-S of the Capitol at 1:30 p.m. on March 20, 2000.

Staff reviewed a balloon amendment and said the effective date of the Act needed to be changed to February 1, 2001.

Representative Morrison moved and Representative Lightner seconded to move **SubSB599** out as amended. The motion carried.

The Chairperson said there would be a hearing March 21 on **HB 3027 - Concerning hospice; relating to hospice homes and pain management.**

Staff gave a briefing stating that Midland Hospice in Topeka has finally, after many years of trying, opened the facility in conjunction with hospice. It is the only one at this point operating in Kansas with in-patient care but understand others are interested in doing so. There is one statute that says if a hospice is certified to participate in medicare it may be licensed in Kansas and they call themselves a licensed hospice. Any other type of organization that does not meet medicare patient standards can not use the title "hospice". The Department of Health and Environment primarily went with the federal medicare regulations for the state regulations. They basically adopted the medicare regulations as the state regulations since the hospice has to be medicare certified in order to function in Kansas. Hospice sometimes has a pharmacist that compounds medication, i.e., they may be using some combinations of medications that don't come out of a package. Midland does have a contract with a pharmacist here who is a compounding pharmacist. It won't do to say as the bill is written that a medication kit can be maintained. They have a contract with the pharmacist and pharmacy, they have a medical director that is a full time staff member and obviously have professional nurses. What they are having to do now in the middle of the night, if they need a medication for a patient, someone at the hospice has to call the pharmacist and wake them up then go get the medication and meanwhile the patient is waiting for the medication and that isn't very desirable.

The meeting adjourned at 2:25 p.m. and the next meeting will be March 21.

The following testimony was distributed: Mary Lou Davis, Executive Director, Kansas State Board of Cosmetology (See Attachment #1)





BILL GRAVES, Governor

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TO: Representative Patricia Lightner

FROM: Mary Lou Davis  
Executive Director

SUBJ: House Bill 2875

DATE: March 20, 2000

The Kansas Board of Cosmetology was able to formally discuss House Bill 2875 at its Board meeting held on Monday, March 6<sup>th</sup>. The cosmetology law which mandates that cosmetology services be performed in a facility licensed by the Board was reviewed. It was also noted that an exception is made when a licensed cosmetologist, manicurist, esthetician or electrologist provides services in a licensed hospital, licensed nursing home or for an individual who is homebound.

The Board members recognize that HB 2875 would enable a licensed cosmetologist to provide services for individuals in locations *other* than the above listed facilities as long as the licensed cosmetologist maintains 51% of her/his practice in a Kansas Board of Cosmetology licensed facility.

The bill would also require that the licensed cosmetologist make application to the Board and provide an affidavit that services be provided "only in the residence or office of the person receiving services."

The Board currently has over 26,000 active issued licenses. Of this number over 21,000 licenses are issued to individuals in the cosmetology professions and over 3700 licenses are issued for cosmetology facilities.

It was the favorable consensus of the Board that this bill would address a trend that is beginning to impact our state. Because of the provisions outlined in the bill, the Board is confident that the health and safety of the consuming public can be safeguarded.

The Kansas Board of Cosmetology supports House Bill 2875.

HHS  
3-20-2000  
Atch #1