

MINUTES OF THE HOUSE KANSAS FUTURES COMMITTEE

The meeting was called to order by Chairman Carlos Mayans at 1:30 p.m. on March 12, 2002 in Room 526-S of the State Capitol.

All members were present except: Representative Carl Krehbiel - excused
Representative Brenda Landwehr - excused
Representative Gene O'Brien - excused
Representative Mike O'Neal - excused
Representative Valdenia Winn - excused

Committee staff present: April Holman, Legislative Research Department
Becky Krahl, Legislative Research Department
Sherman Parks, Jr., Revisor of Statutes' Office
Lois Hedrick, Committee Secretary

Conferees appearing before the committee: None

Others attending: See attached list

The minutes of the meeting held on February 21, 2002 were approved.

HB 2905: Kansas commission on health; creating; powers, duties and function

Chairman Mayans opened the meeting for consideration of proposed amendments to **HB 2905**. Representative Bethell explained that the recommended list of members for the Kansas Commission on Health set out on Attachment 1 was developed from testimony and suggestions gathered in the committee hearing held on February 21, 2002 on **HB 2905**. Representative McClure noted that the list does not include seniors. The Chairman indicated that question will be addressed as the committee proceeds.

Chairman Mayans stated other recommendations from conferees had been considered and reflected in the balloon amendment that is ready for consideration (see Attachment 2). Sherman Parks reviewed the proposed amendments. Representative Sloan asked if pharmacists were represented on the Commission; and Mr. Parks answered it was intended that those licensed to perform medical and surgical procedures would be included. Representative Lane noted a typographical change on page 1, line 18, and suggested adding a period after the word "Kansas". He asked if the bracketed words throughout were ones to be deleted (which they were).

Representative Horst stated legislators receive many reports each year and asked if clarification is needed as to who should receive annual reports and to indicate how copies could be procured. She noted the e-Government Committee is considering a recommendation that agency reports be placed on the internet and made available to anyone through electronic means. Perhaps an agency (such as SRS) should be designated as the source to obtain such reports.

Representative DiVita suggested the words "*and recommendations*" be added on page 3, line 5, after the word "activities". She also recommended a specific central agency be designated the depository for the report and the agency's address be posted on the Internet so the report will be available to the public. Representative DiVita so moved, Representative McClure seconded, and the motion was adopted.

Representative Ray questioned the funding for the commission, especially the production of the annual report. It was noted that expenses of the commission would be a policy question for the legislature's consideration. Representative McClure suggested deleting the word "shall" on page 3, line 4.

Representative Sloan moved the adoption of the balloon amendments shown on Attachment 1.
Representative Horst seconded the motion; and the motion was unanimously adopted.

CONTINUATION SHEET

MINUTES OF THE HOUSE KANSAS FUTURES COMMITTEE at 1:30 p.m. on March 12, 2002 in Room 526-S of the State Capitol.

The Chairman indicated other changes had been discussed and asked if there was further comment. Representative Toelkes stated he felt one of the commission members should be representative of the population aged 55 years and older. The members agreed to increase the number of commission members to 19, and the 19th member be a representative of AARP Kansas. Representative Toelkes so moved the changes; Representative Sloan seconded the motion. The motion was adopted.

Representative Sloan moved that **HB 2905**, as amended, be passed favorably. The motion passed unanimously. The Chairman asked the Vice-Chairman to carry the bill on the Floor.

Chairman Mayans related his conversation with the Speaker of the House about having specific Senate Bills referred to the committee and noted, until any bills or other projects are referred, the committee will stand at ease.

The meeting was adjourned.

KANSAS FUTURES COMMITTEE
GUEST LIST
March 12, 2002

Please Print Your Name and Affiliation

Keith Haxton	SEAK
Harry Bossi	Dept of Admin
Elaine Umrah	Madison KS
Gerry Umrah	" "
Irwin Bergman-Hunter	SRS
Ruth Smerchek	KS. Dept. on Aging
Rebecca Guerry	Federico Consulting
Chip Wheelen	Osteopathic Assn
Jo Allen	Parkside Homes
Glenn Shessen	" "
Larrie Ann Lower	KAAP
Robert Olson	OPKS
Robert ...	KCA
Rich ...	Health ...
Tom Bruno	AKH.

Membership of the Kansas Commission on Health

- 2 Members of the Kansas House of Representatives
 - * 1 member appointed by the Speaker of the House
 - * 1 member appointed by the Minority Leader of the House
- 2 Members of the Kansas Senate
 - * 1 member appointed by the President of the Senate
 - _____ * 1 member appointed by the Minority Leader of the Senate

- 4 Members of the Kansas Legislature total

Governor Appointments:

- 1 Member representing large self-insured employer
- 1 Member representing an employer who is insured with a privately purchased group health insurance policy
- 1 Mental health care provider
- 1 Health care provider who is not licensed to practice medicine and surgery or a licensed dentist
- 1 Member who is licensed to practice medicine and surgery
- 1 Member who is a licensed dentist
- 1 Member representing the health care commission
- 1 Member representing small business
- 1 Member representing a local health department
- 1 Member representing organized labor
- 1 Member who is a consumer of health care
- 1 Member representing a major insurance company
- 1 Member representing public health academia
- 1 Member representing Education - K-12
- 14 total members

Total 18 members -

*House Bill No. 2905 states "an emphasis and consideration of the member's ethnicity, gender and geographic area."

HOUSE BILL No. 2905

By Committee on Kansas Futures

2-13

9 AN ACT relating to the public health and welfare of all Kansans: creating
10 the Kansas commission on health: providing for the powers, duties and
11 functions thereof.

12 *Be it enacted by the Legislature of the State of Kansas*

13 Section 1. There is hereby created the Kansas commission on health,
14 hereinafter referred to as the "commission," to oversee the necessary
15 changes in state laws and regulations in order for the commission to reach
16 its goal to be able to examine and make recommendation on all aspects
17 of health in Kansas with an emphasis on prevention, health promotion
18 and the reduction of health disparities in the overall Kansas population.

19 Sec. 2. (a) The commission shall be composed of [16] members. With
20 an emphasis and consideration of the member's ethnicity, gender and
21 geographic area, the members of the commission shall be as follows: Two
22 members of the house of representatives, one appointed by the speaker
23 of the house of representatives and one member appointed by the mi-
24 nority leader of the house of representatives; two members of the senate,
25 one appointed by the president of the senate and one member of the
26 senate appointed by the minority leader of the senate; the remaining [12]
27 members of the commission shall be appointed by the governor who shall
28 appoint these members from the following categories: [Two] members rep-
29 resenting large self-insured employers, [two] members representing the
30 medical community, one member representing the health care commis-
31 sion, one member representing small business, one member representing
32 a local health department, one member representing organized labor, one
33 member who is a consumer of health care, one member representing a
34 major insurance company, one member representing public health aca-
35 demia and one member representing kindergarten to 12th grade educa-
36 tion. The secretary of health and environment, the secretary of social and
37 rehabilitation services and the secretary of aging shall be advisors to the
38 commission.

39 (b) Any person who is appointed to the commission shall serve until
40 July 1, 2006. After that date, the appointing authority shall appoint mem-
41 bers to the commission to serve until July 1, 2007. Members may be
42 reappointed. In order to be a member of the commission, each member
43

The commission shall make a determination of what should be the appropriate levels and delivery of services in Kansas, transcending the scope of practice of all providers of healthcare. A focus on both mental and physical health is to be included. The underserved areas of Kansas and the total aspect of the delivery of healthcare in Kansas, including telemedicine shall also be reviewed. Finally, the commission shall place

[18

[14

[one

one member representing an employer who is insured with a privately purchased group health insurance policy

one mental healthcare provider

one healthcare provider not a physician or dentist

one being a physician and one being a dentist

or their designee

Since every state agency of Kansas has a stake in the health of all Kansans, the commission may call upon, request and recover information from any state agency.

1 must continue to maintain such member's status from the category from
 2 which such person was appointed. If a member of the commission resigns,
 3 no longer resides in the state of Kansas, is no longer qualified to represent
 4 the category from which such member was appointed, dies, or, as it per-
 5 tains to each of the four legislative members of the commission, is no
 6 longer an elected or appointed member of the Kansas legislature, then
 7 in each situation the appointing authority shall fill the vacancy on the
 8 commission, and the person so appointed shall serve the remaining term
 9 of that party.

10 (c) A quorum of the commission shall be nine. All action of the com-
 11 mission may be taken by a majority of those present when there is a
 12 quorum. The chairperson and the vice-chairperson shall be elected from
 13 the 16 members of the commission. The vice-chairperson shall exercise
 14 all the powers of the chairperson in the absence of the chairperson. The
 15 commission may appoint advisory subcommittees as it deems appropriate.
 16 All subcommittees shall meet and report at the direction of the commis-
 17 sion. All meetings shall be subject to the Kansas open meetings act.

18 (d) Funding of operations of the commission shall be from moneys
 19 received from grants and contributions made from foundations, nonprofit
 20 organizations and other entities or persons who have common goals of
 21 the commission. ~~All~~ officers and employees of the state, and the depart-
 22 ments of health and environment, social and rehabilitation services, and
 23 aging shall pursue grants and contributions to fund the activities of the
 24 commission.

25 (e) The Kansas commission on health shall meet on call of the chair-
 26 person. All such meetings shall be held in Topeka unless authorized to
 27 be held in a different place by the commission.

Interactive electronic meetings may also be used by the
 commission to expand involvement throughout the state.

28 (f) The commission shall work cooperatively with all relevant state
 29 and federal agencies, health care providers, payors and consumer groups
 30 in the development of ~~an~~ integrated health ~~plan~~ for all Kansans. The
 31 commission shall accomplish this by identifying measurable health goals
 32 and treatment based upon evidence the commission gathers. The com-
 33 mission shall have the power to recommend priorities to state agencies
 34 with regard to health spending.

The executive secretary and the commission may use office
 space provided by the state of Kansas or any philanthropic
 organization. The commission shall make the final decision as
 to where the commission's office will be located.

35 Sec. 3. (a) From moneys received by the commission, the commis-
 36 sion shall employ an executive secretary who shall receive compensation
 37 as approved by the commission. The executive secretary shall act as staff
 38 to the commission and its subcommittees and shall serve as liaison with
 39 state agencies and the office of the governor.

40 (b) All officers and employees of the state of Kansas shall provide
 41 such information and assistance as may be deemed necessary by the com-
 42 mission. Administrative support for the commission shall be provided by
 43 the division of legislative administrative services. Other staff assistance

1 shall be provided by the office of the revisor of statutes, the legislative
2 research department and such other legislative offices and employees as
3 may be directed by the legislative coordinating council.

4 Sec. 4. The commission shall on the first Tuesday of each year [submit]
5 an annual report [to] the governor [and] the Kansas legislature for their
6 information and review, [

7 Sec. 5. The provisions of sections 1 through 5, and amendments
8 thereto, shall expire on June 30, 2007.

9 Sec. 6. This act shall take effect and be in force from and after its
10 publication in the statute book.

[shall prepare and publish

[insurance commissioner, all health related committees of the
legislature, and any member of the

[of its activities for the information of

[and to the public, which requests a copy. The report shall be
available at State Offices through out the state.