

MINUTES OF THE SENATE PUBLIC HEALTH AND WELFARE.

The meeting was called to order by Chairperson Senator Susan Wagle at 1:30 p.m. on February 14, 2001 in Room 231-N of the Capitol.

All members were present except:

Committee staff present: Ms. Emalene Correll, Legislative Research Department
Ms. Renae Jefferies, Revisor of Statutes
Ms. Lisa Montgomery, Revisor of Statutes
Ms. Margaret Cianciarulo, Administrative Assistant

Conferees appearing before the committee: Ms. Christine Ross-Baze, Director, Child Care Licensing & Registration Section, Bureau of Consumer Health
Dr. Dennis Allin, MD, Vice Chair of the Advisory Committee On Trauma
Dr. Richard Morrissey, Director, Office of Local and Rural Health, KDHE
Ms. Darlene Whitlock, M.S.N. ARNP, Kansas State Nurses Association.
Mr. Thomas Bell, Senior Vice President/Legal Counsel, Kansas Hospital Association
Mr. Bill Bider, Director, Bureau of Waste Management
Senator Corbin, District 16
Ms. Judy Moler, General Counsel/Legislative Services Dir.
Mr. Charles Sedlock, Division Manager Hamm Companies
Mr. Steve Kearney, Lobbyist, Association Management, Inc.
Mr. John Bottenburg, Deffenbaugh Industries

Others attending: See Attached Guest List

Continued Hearing on SB 195 - Release of information in records of child care facilities

Upon calling the meeting to order, Chairperson Wagle reminded the Committee that they would hear testimony from Ms. Christine Ross-Baze, Director, Child Care Licensing and Registration Section, Bureau of Consumer Health regarding **SB 195** that was being heard in yesterday's meeting when time ran out. Ms. Ross-Baze gave a brief history of last years legislation and how the new amendments are intended to clarify areas in the statute that have been found to be confusing or problematic. A copy of her testimony is (Attachment #1) attached hereto and incorporated into the Minutes by reference.

Written testimony was also provided by Ms. Lisa Dowd, Child Care Association of Johnson County. A copy of her testimony is (Attachment #2) attached hereto and incorporated into the Minutes by reference.

Hearing on SB 239 - Kansas Trauma System Plan

As there were no questions from the Committee, the next order of business on the agenda was the hearing on **SB 239**.

Dr. Dennis Allin, MD, Vice Chair of the Advisory Committee on Trauma, was the first conferee called before the Committee to give proponent testimony. Dr. Allin presented a short history on the Advisory Committee on Trauma. A copy of his testimony is (Attachment #3) attached hereto and incorporated into the Minutes by reference.

The next proponent conferees was Dr. Richard Morrissey, Director, Office of Local and Rural Health, KDHE stating that the KDHE has worked with the committee a number of years. A copy of Dr. Morrissey's testimony is (Attachment #4) attached hereto and incorporated into the Minutes by reference.

Next on the list was Ms. Darlene Whitlock, M. S. N., ARNP representing KSNA stating it is through the Advisory Committee that they are making progress in implementing the system for better trauma care for Kansas. A copy of Ms. Whitlock's testimony is (Attachment #5) attached hereto and incorporated into the Minutes by reference.

The last proponent conferee was Mr. Thomas Bell, Senior Vice President/Legal Counsel, Kansas Hospital Association stating that the Advisory Committee represents the process of developing consensus on related issues. A copy of his testimony is (Attachment #6) attached hereto and incorporated into the Minutes by reference

Action on SB 239 and SB 195

As there was no Opponent or Neutral Testimony or questions or concerns from the Committee, Senator Praeger thanked the Advisory Committee on all of the hard worked and made a motion that the Committee recommend **SB 239** as amended favorably for passage. Senator Haley seconded. The motion carried.

Chairperson Wagle asked that **SB 195** be worked. Ms. Emalene Correll, Legislative Research Department, requested to amend line 26 of the bill. Ms. Renae Jefferies, Revisor of Statutes felt that it was OK as is. After more discussion, Senator Haley motioned to amend "name" to "home" on page 2, line 4 and was seconded by Senator Barnett. The motion passed.

Senator Brungardt motioned that the Committee recommend **SB 195** as amended favorably for passage. Senator Praeger seconded. The motion carried.

Hearing on SB 240 - creating the municipal solid waste landfill perpetual care trust fund,

Next on the agenda was the hearing on **SB 240**, an act concerning solid waste. The first conferee to come before the committee was Mr. Bill Bider, Director of Bureau of Waste Management who gave a brief history of the bill, the cost of closing a large private landfill, and carry out corrective measures. A copy of his testimony is (Attachment #7) attached hereto and incorporated into the Minutes by reference.

Chairperson Wagle asked the Committee if they had questions or comments. A discussion between Ms. Emalene Correll, Legislative Research Department, Senator Wagle and Mr. Bider ensued regarding measuring, combining acts, and county level fee.

The next proponent conferee was Senator Corbin who had no written testimony, but gave an overview of a meeting he attended in Ark City, where questions were asked regarding what happens after a normal 30 year contract runs out and the company has gone away. He suggested some kind of fund be started. Questions again arose from Ms. Correll and Senator Wagle ranging from who has liability for cleaning up the waste to owner responsibility.

As Ms. Moler, General Counsel/Legislative Services Director, the last proponent conferee, was unavailable, a copy of her written testimony is (Attachment #8) attached hereto and incorporated into the Minutes by reference.

The next conferee to come before the Committee was Mr. Charles Sedlock, Division Manager, Hamm Companies fees that if a trust fund is established and it is user fee funded then the fees should be risk-based for each participating landfill site. A copy of his testimony (Attachment #9) is attached hereto and incorporated into the Minutes by reference.

Mr. Steve Kearney, Lobbyist, Association Management, Inc, representing Waste Management of Kansas, was not able to present written testimony because of the short notice of the hearing, but did refer to line 17 of the bill."the secretary can". He questioned whether this was constitutional and also questioned the tipping fee.

The last opponent conferee was Mr. John Bottenburg, Deffenbaugh Industries, Inc. who presented testimony in behalf of Mr. George R. McGrew, General Counsel. A copy of Mr. McGrew's testimony is (Attachment 10) attached hereto and incorporated into the Minutes by reference.

Adjournment

Following testimony, Chairperson Wagle requested comments or questions from the committee. As there were none, Chairperson Wagle thanked the conferees for their testimony. As it was 2:28 p.m., the meeting was adjourned.

The next meeting is scheduled for February 15, 2001.