

MINUTES OF THE SENATE PUBLIC HEALTH AND WELFARE COMMITTEE

The meeting was called to order by Chairman James Barnett at 1:30 P.M. on January 25, 2007 in Room 231-N of the Capitol.

All members were present.

Committee staff present:

Emalene Correll, Kansas Legislative Research Department  
Terri Weber, Kansas Legislative Research Department  
Jim Wilson, Office of Revisor of Statutes  
Nobuko Folmsbee, Office of Revisor of Statutes  
Morgan Dreyer, Committee Secretary

Conferees appearing before the committee:

Senator John Vratil  
Mark Stafford, Kansas Board of Healing Arts  
Dr. Carl Cleveland, Cleveland Chiropractic  
Roderick Bremby, Secretary, Kansas Department of Health and Environment

Others attending:

See attached list.

Upon calling the meeting to order, Chairman Barnett asked that the Committee review the Minutes for January 23, 2007 for approval at the end of the meeting.

The Chair then asked the Committee to look at requested information from El Centro, Inc., Melinda Lewis, regarding high rates of uninsured individuals among Kansans' Hispanic/Latino population. A copy of this information is (Attachment 1) attached hereto and incorporated into the Minutes as referenced.

Requested information from Sheldon Weisgrau's 'Uninsured Numbers' in a graph form for the Committee to view from the January 23, 2007 meeting. A copy of this information is (Attachment 2) attached hereto and incorporated into the Minutes as referenced.

Requested copies of the school screening forms for the Committee concerning **SB 116** from the January 23, 2007 meeting. A copy of this information is (Attachment 3) attached hereto and incorporated into the Minutes as referenced.

Requested research from Emalene Correll concerning information on hospital consent forms from the January 17, 2007 meeting. A copy of this information is (Attachment 4) attached hereto and incorporated into the Minutes as referenced.

Requested information from the Kansas Board of Nursing regarding **SB 116** from the January 23, 2007 meeting. A copy of this information is (Attachment 5) attached hereto and incorporated into the Minutes as referenced.

Written testimony the Chair passed to the Committee from Marty Turner MD, FAAFP regarding **SB 116** from the January 23, 2007 meeting. A copy of this information is (Attachment 6) attached hereto and incorporated into the Minutes as referenced.

### **Introduction of Bills**

Chairman Barnett announced that he had a bill introduction for the Committee. The proposal concerns Kansas Health Care Connector Model. A draft of the bill was not available for the Committee at this time.

The motion was made by Senator Brungardt to adopt the introduced bill. It was seconded by Senator Jordan and the motion carried.

The Chair asked Nobuko Folmsbee to give a brief reading and explanation of **SB 82**. The Chair then announced then next order of business would be to open a hearing on **SB 82**.

## CONTINUATION SHEET

MINUTES OF THE Senate Public Health and Welfare Committee at 1:30 P.M. on January 25, 2007 in Room 231-N of the Capitol.

### **Hearing on SB 82 – An act concerning the healing arts act**

The Fiscal Note for **SB 82** was available for the Committee to view. A copy of the fiscal note is (Attachment 7) attached hereto and incorporated into the Minutes as referenced.

Chairman Barnett called upon proponent conferee, Senator John Vratil who stated his support for the bill which would amend the Kansas Healing Arts Act to add certain healing arts schools to the list of entities covered by the act. A copy of his testimony is (Attachment 8) attached hereto and incorporated into the Minutes as referenced.

Questions came from Senator Brungardt regarding section (t).

Then Chair then called upon proponent conferee, Mark Stafford, Kansas Board of Healing Arts who stated that the Board has worked with representatives of the college for several months to determine whether the Kansas Healing Arts Act includes legal barriers to relocation. A copy of his testimony is (Attachment 9) attached hereto and incorporated into the Minutes as referenced.

Questions came from Senators Palmer and Brungardt regarding other medical care facilities, and section (t).

Chairman Barnett then called upon proponent conferee, Dr. Carl Cleveland, III D.C., President Cleveland Chiropractic College who stated that the Cleveland Chiropractic College respectfully proposes that **SB 82** be adopted so that an organization that operates such as a student internship clinic and meets the criteria set forth in SB 82 can operate its student clinical training center within its existing non-profit, Section 501(c)(3) corporate structure. A copy of his testimony is (Attachment 10) attached hereto and incorporated into the Minutes as referenced.

Questions came from Senator Schmidt regarding relocation and length of program.

The Chair requested Dr. Cleveland to tell the Committee what is unique about the Cleveland College and why the legislation is needed for it to come to Kansas. Dr. Cleveland stated that the accredited program requires that there be a clinical training component of the curriculum. That program at minimum is one year, its generally the last year or the fourth year. In order to operate a clinical program treating patients in the State of Kansas the college or any non-profit healthcare organization offering a clinical training program would need to be exempted in part from this corporate practice of medicine act. Because as a not-for-profit corporation, there is no ownership for the shareholders, so they would technically be in conflict with internal revenue requirements for their organization to be non-profit.

With no more conferees and no more questions from the Committee the Chair closed the hearing on **SB 82**.

The motion was made by Senator Jordan to delete the word 'rendering' once from the amendment in which it occurs twice. It was seconded by Senator Schmidt and the motion carried.

The motion was made by Senator Jordan to move the bill out favorably. It was seconded by Senator Palmer and the motion carried.

### **Presentation on Kansas Department of Health and Environment Overview**

Chairman Barnett then called upon Roderick Bremby, Secretary, Kansas Department of Health and Environment who presented the agency overview with information and statistics for the Committee. Highlight of the presentation included:

- Agency Budget
- Notable 2006 Public Health Accomplishments
- Key Initiatives
- Legislative Initiatives
- Division of Health
- Summary of Division of Health Responsibilities
- Healthy Kansans 2010: Progress to Goals

## CONTINUATION SHEET

MINUTES OF THE Senate Public Health and Welfare Committee at 1:30 P.M. on January 25, 2007 in Room 231-N of the Capitol.

- Kansans Performance on 10 Leading Health Indicators
- Division of Health Organizational Structure
- Office of Health Promotion
- Office of Local and Rural Health
- Office of Oral Health
- Bureau of Child Care and Health Facilities
- Bureau for Children, Youth and Families
- Bureau of Disease Control and Prevention
- Office of Surveillance and Epidemiology
- Bureau of Consumer Health
- Center for Health and Environmental Statistics
- Center for Public Health Preparedness
- Center for Health Disparity
- The Division of Health and Environment Laboratories

A copy of the presentation is (Attachment 11) attached hereto and incorporated into the Minutes as referenced.

Questions came from Senator Palmer regarding areas of concern in her community like drugs and alcohol.

With no more time the Chair asked that the representative from Kansas Department of Health and Environment come back to the next scheduled meeting to finish their presentation.

Chairman Barnett announced that the final item on the agenda was for the Minutes to be approved for the Senate Public Health and Welfare Committee for January 23, 2007.

The motion was made by Senator Haley to approve the Minutes. It was seconded by Senator Schmidt and the motion carried.

### **Adjournment**

As there was no further business, the meeting was adjourned at 2:30 p.m.

The next meeting is scheduled for Wednesday, January 31, 2007.