

MINUTES OF THE SENATE PUBLIC HEALTH AND WELFARE COMMITTEE

The meeting was called to order by Chairperson Michael O'Donnell at 1:30 pm on Tuesday, February 17, 2015, 118-N of the Capitol.

All members were present except:

Senator Garrett Love – Excused

Committee staff present:

Iraida Orr, Legislative Research Department

Randi Walters, Kansas Legislative Committee Assistant

Whitney Howard, Legislative Research Department

Renae Jefferies, Office of Revisor of Statutes

Nobuko Folmsbee, Office of Revisor of Statutes

Conferees appearing before the Committee:

Aaron Dunkel, Deputy Secretary, Kansas Department of Health and Environment

Others in attendance:

[See Attached List](#)

Hearing on: SB180 — Health maintenance organizations and medicare provider organizations; privilege fees.

Chairperson O'Donnell opened the hearing on **SB180**. Nobuko Folmsbee, staff revisor, reviewed the bill.

Aaron Dunkel, KDHE, testified in support of **SB180**. He stated that the fee is to be collected against plan premiums for plan years 2015 and forward. Mr. Dunkel indicated that all associated benefits from the creation of this fund are reflected in the Governor's Budget for fiscal years 2016 and 2017.

[\(Attachment 1\)](#)

Questions presented from the committee were addressed.

Hearing on: SB181 — Medicaid; restrictions of prescription-only drugs.

Chairperson O'Donnell opened the hearing on **SB181**. Nobuko Folmsbee, staff revisor, reviewed the bill.

Aaron Dunkel, KDHE, testified in support of **SB181**. He stated that the bill makes two changes that they are advocating. The first change would be the creation of a drug hold on new to market drugs that are determined to need prior authorization. The second change is allowing the decisions of the Drug Utilization Review (DUR) Board to be considered as final while still allowing for review by the Joint Committee on Administrative Rules and Regulations. Mr. Dunkel stated that another component of **SB181** is they are planning to increase the frequency of the DUR Board meetings from quarterly to bi-monthly so that they can address these drugs even faster than they currently do. [\(Attachment 2\)](#)

Written testimony in opposition of **SB181** was submitted by:

CONTINUATION SHEET

MINUTES of the Committee on Public Health and Welfare at 1:30 pm on Tuesday, February 17, 2015, 118-N of the Capitol.

Patrick R. Hubbell, the Pharmaceutical Research and Manufacturers of America ([Attachment 3](#))
Mike Larkin, Executive Director, Kansas Pharmacists Association ([Attachment 4](#))

Questions from the committee were addressed. Chairperson Pilcher-Cook resumed the Chair and closed the hearing on **SB181**.

Hearing on: SB182 — Department of health and environment; inspector general's job classification.

Chairperson Pilcher-Cook opened the hearing on **SB182**. Renae Jefferies, staff revisor, reviewed the bill.

Aaron Dunkel, KDHE, testified in support of **SB182**. Mr. Dunkel indicated that they requested this bill. He stated that one change affected by this bill is changing the Inspector General position from a classified position to an unclassified position. He stated that this would allow them to have a wider salary negotiation latitude. ([Attachment 5](#))

After all questions by the committee were addressed, Chairperson Pilcher-Cook closed the hearing on **SB182** and also **SB180**.

Possible action on bills previously heard

Chairperson Pilcher-Cook opened final action on **SB123--Medications used to treat mental illness under the state medicaid program**. Nobuko Folmsbee, staff revisor, reviewed the bill.

*Senator LaTurner moved, Senator O'Donnell seconded to recommend **SB123** favorably for passage. After some discussion, Senator LaTurner withdrew his motion, and Senator O'Donnell withdrew his second.*

Chairperson Pilcher-Cook adjourned the meeting at 2:02 p.m.

The next meeting is scheduled for February 18, 2015.