

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 February 13, 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:

Pam Scott, Executive Director, Kansas Funeral Directors and Embalmers Association  
Mack Smith, Executive Secretary, Kansas Board of Mortuary Arts

Others attending:

See attached list.

Upon calling the meeting to order, Chairman Barnett asked that the Committee review the Minutes for February 1, 2007, February 7, 2007, and February 8, 2007 for approval at the end of the meeting.

The Chair announced that the next order of business would be to open the hearing for **SB 179**.

**Hearing on SB 179 – An act concerning mortuary arts; assistant funeral director’s licenses qualification and examination**

The fiscal note for **SB 179** was available for the Committee to view. A copy of the fiscal note is (Attachment 1) attached hereto and incorporated into the Minutes as referenced.

Chairman Barnett called upon proponent conferee, Pam Scott, Executive Director, Kansas Funeral Directors and Embalmers Association who stated she wanted to take away the possibility that a funeral home will take advantage of the law and hire unqualified individuals to perform tasks funeral directors should be performing. She also handed out a copy of the bill with an amendment. A copy of her testimony and amendment is (Attachment 2) attached hereto and incorporated into the Minutes as referenced.

The Chair then called upon proponent conferee, Mack Smith, Executive Secretary, Kansas Board of Mortuary Arts who stated his support for the bill along with the proposed changes. A copy of his testimony is (Attachment 3) attached hereto and incorporated into the Minutes as referenced.

With no questions from the Committee, Chairman Barnett closed the hearing on **SB 179**.

The motion was made by Senator Brungardt move the bill as amended. It was seconded by Senator Jordan and the motion carried.

The Motion was made by Senator Brungardt to pass the bill out favorably. It was seconded by Senator Jordan and the motion carried.

**Discussion on SB 107 – An act concerning the board of nursing; concerning fingerprinting and criminal history records checks; creating the criminal background and fingerprinting fund**

The Chair called upon Emalene Correll to read and explain **SB 107**.

Materials from the **SB 107** hearing were included for the members to review. A copy of the materials are (Attachment 4) attached hereto and incorporated into the Minutes as referenced.

Nobuko Folmsbee also handed out a bill that she read and explained to the Committee. A copy of the bill with balloons and technical changes. A copy the bill is (Attachment 5) attached hereto and incorporated into

## CONTINUATION SHEET

MINUTES OF THE Senate Public Health and Welfare Committee at 1:30 P.M. on February 13, 2007 in Room 231-N of the Capitol.

the Minutes as referenced.

Questions came from Senators Barnett, and Schmidt regarding KBI guideline, investigations, release of information, and KBI's acceptance of new bill language.

The Chair decided to move along in the meeting since this bill has not been seen to be accepted by KBI standards and is not ready to be up for action by the Committee at this time.

### **Discussion on SB 178 – An act concerning cancer registry; relating to confidential data**

Materials from the **SB 178** hearing were included for the members to review. A copy of the materials are (Attachment 6) attached hereto and incorporated into the Minutes as referenced.

Questions came from Senator Palmer regarding if someone asked to not be on the register.

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

### **Action on SB 107 – An act concerning the board of nursing; concerning fingerprinting and criminal history records checks; creating the criminal background and fingerprinting fund**

The Committee Secretary handed out **SB 81** to the Committee with was closely related to **SB 107**.

The Committee agreed that the language was so close to **SB 81** that they would parallel the language to **SB 107**.

The motion was made by Senator Schmidt to insert the word 'original' into the bill. It was seconded by Senator Brungardt and the motion carried.

The motion was made by Senator Schmidt to move the bill out favorably as amended. It was seconded by Senator Brungardt and the motion carried.

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 on February 1, 2007, February 7, 2007, and February 8, 2007.

The motion was made by Senator Journey to approve the Minutes. It was seconded by Senator Palmer and the motion carried.

### **Adjournment**

As there was no further business, the meeting was adjourned at 2:25 p.m.

The next meeting is scheduled for February 14, 2007.