

MINUTES OF THE HOUSE COMMITTEE ON HEALTH AND HUMAN SERVICES.

The meeting was called to order by Chairperson Garry Boston at 1:30 p.m. on March 6, 2000 at the Dillon House.

All members were present except: Representative Dale Swenson, Excused

Committee staff present: Emalene Correll, Kansas Legislative Research Department
Norman Furse, Revisor of Statute's Office
June Evans, Secretary

Conferees appearing before the committee: Debra Jennings, Braiden Maidens
Bob Corkins, Executive Director, KPPI
Sally Finney, Kansas Public Health Association
Mary Lou Davis, Board of Cosmetology
Lou Saadi, Ph. D., KDHE
D. Charles Hunt, MPH, Epidemiologist, KDHE
Jerry Slaughter, Kansas Medical Society
Tom Bell, Kansas Hospital Association
Billie Hall, Kansas Health Institute
Bob Day, SRS

Others attending: See Attached Sheet

The Chairperson opened the hearing on **SB 513 - Concerning Cosmetology.**

Staff gave a briefing stating a licensed cosmetologist can only work in a licensed salon. A person does not need a license if they don't charge a fee.

Debra Jennings testified in support of **SB 513** stating she and her partner, Wendy Moody, purchased Fantasy Hair Weaving, a hair braiding booth at the Kansas City Renaissance Festival from Ms. Suzanne Haney 5 years ago. Ms. Haney had operated the business at The Kansas City Renaissance Festival for the previous 18 years. Wendy had worked for Ms. Haney for 6 years prior. Thousands of heads have been braided at the Festival over these 23 years and there has not been one complaint to us, or Festival management concerning the finished hair weave, the process, or sanitation methods. The hair is not washed, cut, colored or permed. The combs are soaked in soapy water and Barbicide and we only do braiding. Sanitation is a responsibility that is taken very seriously. Our hands are cleansed with an antibacterial gel and baby wipes between each braid (See Attachment #1).

Bob L. Corkins, Executive Director, Kansas Public Policy Institute, testified as a proponent to **SB 513**, stating KPPI is a nonpartisan, nonprofit research firm that educates people about free-market economic principles in the context of today's important public policy debates. Research into the topic of cosmetology regulations upon hair braiding warrants his appearance today to explain the reasons for supporting the cause of the Braiden Maidens and others similarly affected. The Board of Cosmetology has become a bureaucratic conglomeration of rules and regulations that extend far beyond the Board's mission to protect public health. Mandates by the state have become burdensome and irrelevant, entrepreneurship has been stifled and freedoms have been trampled (See Attachment #2).

Representative Tom Sloan provided written testimony supporting the Braiden Maidens and **SB 513** (See Attachment #3).

Representative Ballard was in the audience and stated she supported the Braiden Maidens and **SB 513**.

Sally Finney, M.Ed., Executive Director, Kansas Public Health Association, Inc., testified as an opponent to **HB 513**, stating KPHA is dedicated to promoting sound public health policy and programs in Kansas.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON HEALTH AND HUMAN SERVICES, Room 423-S of the Capitol at 1:30 p.m. on March 6, 2000.

We do not oppose removing hair braiders from the authority of the Board of Cosmetology. Ours is strictly a public health concern. As is currently written, **SB 513** fails to provide for any protection of the public from transmission of disease that may result from improper sterilization of hair styling tools and a braider's hands as they are used on one person after another. Unsanitary practices place unwitting members of the public at risk for a variety of infections and infestations from such unsavory agents as head lice, scabies, and ring worm.

In order to reduce the risk of transmission of infection, it is suggested a simple change in **SB 513** be made and a provision added to direct the Kansas Department of Health and Environment to prepare a brochure for hair braiders. The brochures would include simple information about appropriate infection control practices. The agency could make the brochure available through their web site and in printed form upon request. Braiders would keep the brochure on file for future reference to document compliance with the law in the event of an outbreak resulting from suspected improper infection control practices. (See [Attachment #4](#)).

Mary Lou Davis, Board of Cosmetology, testified as an opponent to **SB 513**, stating the mission of the Kansas Board of Cosmetology is to protect the health and safety of the consuming public by licensing qualified individuals and enforcing standards of practice. Cosmetologists are educated to identify infections and diseases and in turn advise infected individuals to seek proper medical care and treatment. Lack of treatment for lice or ringworm may lead to more seriously secondary infections. Hair braiding is included in the cosmetology curriculum. Hair braiding and the proper braiding techniques and the necessary health and sanitation practices are taught in each of the 24 licensed Kansas schools (See [Attachment #5](#)).

The Chairperson closed the hearing on **SB 513**.

The Chairperson opened the hearing on **SB 554 - Health Care Data**.

Staff gave a briefing stating there was no data on morbidity. The data would have to be collected from individual providers.

Elizabeth W. Saadi, Ph.D., testified in support of **SB 554**, stating the language of this bill solidifies the provisions in the enabling legislation for the Health Care Data Governing Board to collect health services utilization data from health care providers. Basic data about health services being delivered in Kansas is needed to understand how sick our population is. These data provide information about specific health conditions that cause significant morbidity and mortality in Kansas. This data, in a non-identifiable manner, would provided the kinds of health problems that occur in Kansas communities. Much of the data sought with this bill is currently available in electronic format. This would minimize the reporting burden for providers (See [Attachment #6](#)).

D. Charles Hunt, MPH, Epidemiologist, KDHE, testified as a proponent to **SB 554**, stating violence is a leading public health problem. One third of all injury deaths are intentional. Homicide is the 2nd leading cause of death for persons 15 to 24 years of age. It is important to have data on these health services (See [Attachment #7](#)).

Jerry Slaughter, Executive Director, Kansas Medical Society, testified regarding **SB 554**, stating they are not opposed to the state beginning an effort to collect patient level data from individual providers so long as the following conditions were present: (1) the data are collected for a specific purpose which is communicated to the providers who would be asked to supply the data. (2) the data are collected in a manner that does not involve a significant amount of cost, intrusion and administrative hassle for the providers and (3) the data are collected in a manner that assures confidentiality of patient and provider information (See [Attachment # 8](#)).

Tom Bell, Kansas Hospital Association, testified they are and have been a strong supporter of the Kansas Health Care Data Governing Board and supports the principle of **SB 554**. We continue to encourage the Data Governing Board to (1) if they need to create a new data base, that it include information about the

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON HEALTH AND HUMAN SERVICES, Room 423-S of the Capitol at 1:30 p.m. on March 6, 2000.

different settings from which health care is provided in today's environment. The existing databases currently available illustrate the types of data that will be requested from providers and provide a significant insight into the possibilities and limitations of the data. In addition, KHA believes only a database that crosses provider settings will provide the information necessary to accomplish the purposes laid out in the enabling legislation (See Attachment # 9).

The Chairperson closed the hearing on **SB 554**.

The Chairperson opened the hearing on **SB 555 Voting status of governmental members of the health care data governing board**.

Staff gave a briefing stating this was a simple repealer.

Elizabeth Saadi, Ph.D., KDHE, stated KDHE supported **SB 555** requesting voting members of the Health Care Data Governing Board seeking voting status for the representatives from the Kansas Department of Health and Environment, Social Rehabilitation Services, and the Kansas Insurance Department (See Attachment #10).

The Chairperson stated the bills would be worked in reverse order.

Representative Gerginger moved and Representative Lightner seconded to move SB 555 out and put on the Consent Calendar.

The motion failed as it was brought to the Committee's attention an amendment was needed.

The Chairperson closed the hearing on **SB 555**.

Representative Landwehr moved and Representative Geringer seconded approval of the minutes of March 2. The motion carried.

The meeting adjourned at 3:15 and the next meeting will be March 7.

Written testimony only was distributed: Bob Day, Department of Social and Rehabilitation Services (Attachment #11); Academy of Hair Design, Inc. (Attachment #12); Terri Roberts, (Attachment #13); Gary H. Spivey, M.D., MPH (Attachment #14); Richard Douglas Iliff, M.D., (Attachment #15)