

Approved: 5-2-2005  
Date

MINUTES OF THE HOUSE CORRECTIONS & JUVENILE JUSTICE COMMITTEE

The meeting was called to order by Chairman Ward Loyd at 1:30 P.M. on March 15, 2005 in Room 241-N of the Capitol.

All members were present except:

Mike Peterson- excused  
Jim Ward- excused  
Kevin Yoder- excused

Committee staff present:

Jill Wolters, Revisor of Statutes Office  
Diana Lee, Revisor of Statutes Office  
Jerry Ann Donaldson, Kansas Legislative Research  
Becky Krahl, Kansas Legislative Research  
Connie Burns, Committee Secretary

Conferees appearing before the committee:

Bob Alderson, Casey's General Stores, Inc  
Mike Hutfles, Consumer Health Care Products Association  
Cristi Cain, KS Methamphetamine Prevention Project  
Leo Henning, KDHE  
Cindi Geist, Smoky Hill Foundation  
John Trembley, Northwest KS Community Corrections and Parole

Others attending:

See attached list.

**SB 27 - Unlawfully selling drug products containing Ephedrine or Pseudoephedrine, pharmacy controls; rebuttable presumption of intent if possession of more than nine grams**

Chairman Loyd continued the hearing on **SB 27**.

Bob Alderson, appeared before the committee on behalf of Casey's general Stores, Inc., listed as an opponents and wanted to explain to the committee that they support the bill except for the effective date. (Attachment 1) Casey's would be strongly opposed to any further restriction of its ability to sell the products identified in the bill. Casey's has 104 stores in Kansas, and each is currently stocked with products which will be classified by the bill as a controlled substance and will not be able to move the product after the bill takes effect upon publication in the Kansas Register.

Mike Hutfles, Consumer Health Care Products Association, appeared before the committee opposing the bill. (Attachment 2) The Association is listed as an opponent, and believes there are other ways to control the access and purchase of ephedrine and pseudoephedrine products and stated there is a large loophole in the distribution side. Require all retailers to register with the Board of Pharmacy and do not allow distributors to sell ephedrine and pseudo-ephedrine products to retailers unless the retailer provides a copy of the registration permit and violation of this would be a Class C misdemeanor directed at the distributor.

Cristi Cain, State Coordinator, Kansas Methamphetamine Prevention Project, provided information on the meth addiction. (Attachment 3) The Project became state wide in 2002 and provides training, technical assistance, strategies and resources for addressing the methamphetamine problem at the local level in addition to coordination of agencies. Providing effective, efficient approaches for reducing the supply of and demand for meth in communities throughout the nation and strategies target retailers, rural populations, home visitors, chance encounter occupations, youth, parents and children affected by their parents' meth use and manufacture.

Leo Henning, Assessment and Restoration Section Bureau of Environmental Remediation Kansas Department Health and Environment (KDHE), provided an overview of the KDHE Chemical Control Program. (Attachment 4) The Department has partnered with the KBI to provide technical expertise in the removal of hazardous and solid wastes at methamphetamine labs and to address the health and environmental concerns these labs leave behind. KDHE also helps provide education to law enforcement personnel, first responders, and the general public regarding the dangers of meth lab and assisted in the training of 600-law enforcement personnel regarding the hazardous and potentially fatal components of meth labs. KDHE and KBI created the Kansas Meth Watch Program, which has gained national and international attention and has been adopted by many other states. The Meth Watch Program is to educate retailers about the precursor drugs and chemicals that are used to manufacture meth.

Cindi Geist, Executive Director Smoky Hill Foundation and John Trembley, Director of NW Kansas Community Corrections and Parole provided information on treatment for meth addiction. (Attachment 5) The program is meth specific treatment counseling for those who are on parole or community corrections; it is individual and or group counseling for meth clients using the Matrix Model and Thinking For A Change model. The program is for anyone who has a meth conviction or if sentenced to community corrections and referred for an evaluation, if Corrections is providing supervision for another incident and a client tests positive for meth than they are referred to the program.

The Chairman called attention to the two handouts that are on the bench, the first is an Issue Alert to all ALEC members "Schedule V Legislation to Curb Methamphetamine Abuse" (Attachment 6) and the second is a listing of Non-Pseudoephedrine containing OTC products available on the market (Attachment 7).

Chairman Loyd closed the continued hearing on **SB 27**.

The meeting was adjourned at 3:15 pm. The next scheduled meeting is on March 16, 2005.