

MINUTES OF THE PUBLIC HEALTH AND WELFARE COMMITTEE

The meeting was called to order by Chairman Vicki Schmidt at 1:30 p.m. on March 15, 2011, in Room 546-S of the Capitol.

All members were present.

Committee staff present:

Nobuko Folmsbee, Office of the Revisor of Statutes
Melissa Calderwood, Kansas Legislative Research Department
Iraida Orr, Kansas Legislative Research Department
Carolyn Long, Committee Assistant

Conferees appearing before the Committee:

Frank Whitchurch, Prescription Solutions
Representative Tom Burroughs
Erik Sartorius, City of Overland Park, KS

Others attending:

See attached list.

The Chair opened the hearing on **SB 2125—Professional regulated sports act; civil penalties, violations, fees and rules and regulations.** Staff said this bill would allow the Athletic Commission, operated by the Department of Commerce, to issue fines of up to \$10,00 for violations of any rules and regulations authorized under the Kansas Regulated Sports Act. It creates a procedure for collecting fines and sets up a formal appeals process. The Boxing Commissioner would not be allowed to perform the duties of an Inspector and the Athletic Commission would now be allowed to appoint a Chief Inspector. It would also allow the Athletic Commission to collect a fee of up to 2.0 percent of the gross revenues received by a promoter and by any media network that televises a regulated sports contest. The fees would be used to pay for the costs of administering and enforcing the requirements of the Kansas Regulated Sports Act. It would also allow the Athletic Commission to regulate amateur mixed martial arts events. New definitions include grappling, noncompetitive sparring, and pankration, and updates existing definitions for professional full-contact karate, professional kickboxing, professional mixed martial arts, professional wrestling, and sparring.

The Chair welcomed Representative Tom Burroughs. Speaking in favor of the bill, Representative Burroughs stated that the proposed bill amends the Kansas Professional Regulated Sports Act. In 1980 the legislature abolished the Kansas Athletic Commission due to so few professional boxing matches in Kansas. However, the audit concluded that there was a definite need for some type of regulation. In 2006 the commission was established and this amendment will allow it to reach its full potential (Attachment #1).

Erik Sartorius, representing the City of Overland Park, stated that while the city does not have a position on the majority of the bill, they would like an amendment that would provide local governments the option of whether or not to review the sporting events by allowing local governments to continue the current practice of approving contests by resolution, or they could require a license to be obtained, or both (Attachment #2).

Written testimony was presented by Ed Klumpp, Kansas Sheriff's Association (Attachment #3)

There being no further conferees, the hearing on **HB 2125—Professional regulated sports act; civil penalties, violations, fees and rules and regulations** was closed.

The Chair then opened the hearing on **SB 211—Relating to dispensing prescriptions.** This bill would allow a pharmacist to provide a three-month supply of a legend drug that is not a controlled substance or psychotherapeutic drug when a practitioner has written a prescription that includes a sufficient number of refills for a three-month supply.

CONTINUATION SHEET

The minutes of the Public Health and Welfare Committee at 10:30 a.m. on March 15, 2011, in Room 546-S of the Capitol.

Frank Whitchurch, Prescription Solutions, said this legislation would reduce monthly trips to the pharmacy, reduce the load on physicians and pharmacists by saving the staff costs associated with the many phone calls which current law requires and would reduce pharmacy costs by dispensing one time in 90 days instead of every 30 days (Attachment #4).

Mike Larkin, Kansas Pharmacists Association, presented written testimony indicating the KPhA is neutral on this bill but would like the committee to consider that there may be times when a physician has designed a complicated dosing regimen for a patient to test the drug's efficacy and it shouldn't be later changed by a pharmacist (Attachment #5).

There being no further conferees, the hearing on **SB 211** was closed.

The next meeting is scheduled for March 16 2011.

The meeting was adjourned at 2:20 p.m.