

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 March 13, 2008 in Room 136-N of the Capitol.

Senator Journey was excused.

Committee staff present:

Emalene Correll, Kansas Legislative Research Department
Terri Weber, Kansas Legislative Research Department
Sara Zafar, Kansas Legislative Research Department
Nobuko Folmsbee, Revisor of Statutes
Renaë Jefferies, Revisor of Statutes
Jan Lunn, Committee Secretary

Conferees appearing before the committee:

Kevin Robertson, executive director, Kansas Dental Association
Teresa Schwab, executive director, Oral Health Kansas
Betty Wright, executive director, Kansas Dental Board
Brad Parry, MS, LAT, ATC, President Kansas Athletic Trainers Society
W. David Carr, PhD, LAT, ATC, Director of Athletic Training Education Program, University of Kansas
Larry Buening, Jr., executive director, Kansas State Board of Healing Arts

Others attending:

See attached list.

HB 2781 - Dental offices; permitting an additional office in counties with low population densities

Renaë Jefferies, revisor, briefed Committee members on the bill. **HB 2781** amends the current law allowing a dentist to own two satellite offices (in addition to a primary office) if the satellite offices are within a 125-mile radius of the primary office and are located in counties of less than 10,000. There is no fiscal impact on the state budget. (Attachment 1)

HB 2702 - Excepted acts and reciprocity concerning the practice of dentistry makes two changes to the dental practice act, according to Renaë Jefferies, revisor. It allows a dental hygienist licensed in another state or country to appear as a clinician at meetings of the Kansas State Dental Association or other dental organizations approved by the Kansas Dental Board. The second change requires an out-of-state applicant for licensure by credentials to provide evidence that the 24-month continuing education requirement applicable to Kansas licensees has been met. (Attachment 2)

HB 2695 - Athletic trainer licensure

Emalene Correll briefed the bill being heard. Ms. Correll indicated the bill amends existing law regarding the certification and training of athletic trainers and allows the Board of Healing Arts to issue a license without examination if certain requirements are met. In addition, the bill amends a temporary licensure provision to allow issuance to a trainer who meets all licensure requirements, except examination. It also lengthens the notification period the Board must provide to licensees regarding license expiration from 30-days to 60-days. Also, the bill deletes a current requirement for 800 hours of clinical experience and deletes the "grandfather" clause (since it has expired).

HB 2781 - Dental offices; permitting an additional office in counties with low population densities

Kevin Robertson, executive director of the Kansas Dental Association, discussed the current law and the rationale for the bill being heard today. Mr. Robertson indicated fewer and fewer dental school graduates desire to practice in rural or frontier areas due to the lack of support by a medical professional and possibly, the community. In addition, the capital outlay required to initiate a practice coupled with student loan debt further contributes to the dental population being undeserved in rural areas. **HB 2781** allows a graduate dental student to be an associate dentist located in a satellite clinic in a community of less than 10,000 population within 125-miles of a primary dentist-owned facility. Mr. Robertson provided a map of undeserved areas and his testimony

CONTINUATION SHEET

MINUTES OF THE Senate Public Health and Welfare Committee at 1:30 P.M. on march 13, 2008 in Room 136-N of the Capitol.

is attached. (Attachment 3)

Teresa Schwab, executive director of Oral Health Kansas, also spoke in support of **HB 2781**. Ms. Schwab indicated that as a statewide coalition, barriers to dentist recruitment exist in rural or frontier counties. Ms. Schwab indicated successful passage of **HB 2781** would have an immediate and substantial impact. (Attachment 4)

Following questions from Senators Schmidt, Haley and Brungardt that were clarified by conferees, Senator Halley moved to favorably advance **HB 2781** to the Senate floor. Senator Wagle seconded the motion. The motion passed.

HB 2702 - Excepted acts and reciprocity concerning the practice of dentistry

Betty Wright, executive director of the Kansas Dental Board, spoke in support of the proposed legislation. The proposed bill allows dental hygienists (licensed in another state) to provide clinical education at dental organization meetings. In addition, the bill ensures that applicants seeking licensure from other states have the same continuing educational requirements as Kansas licensees. (Attachment 5)

Following questions from Senators Brungardt and Schmidt, Senator Schmidt moved to favorably pass out **HB 2702**. Senator Wagle seconded the motion which passed unanimously.

HB 2695 - Athletic trainer licensure

Brad Parry, president of the Kansas Athletic Trainers Society, presented testimony in support of **HB 2695**, indicating that current educational requirements did not match requirements of the Board of Certification. The result was the creation of the bill that updates current requirements to correlate with Board of Certification Standards. Mr. Parry discussed the processes for certification and educational standards. Mr. Parry's testimony is attached, and therefore, becomes part of this record. (Attachment 6)

Senator Schmidt asked whether there is a centralized database for the purpose of reporting disciplinary actions. Mr. Parry indicated the Board of Certification does maintain disciplinary reports, and those would be furnished to any Certification Board at the time of licensure application.

W. David Carr, PhD, LAT, ATC, Director of Athletic Training Education Program, University of Kansas, was present to discuss the educational standards for Athletic Training Programs and to address the proposed changes. Dr. Carr's testimony is attached and is incorporated into this record. (Attachment 7)

Larry Buening, executive director of the Kansas State Board of Healing Arts, submitted testimony (Attachment 8) in support of **HB 2695**. Mr. Buening reviewed proposed revisions to the current law.

Ms. Correll questioned whether the term "certified" should be deleted because that term is not one that is protected by Kansas law. Conferees indicated this is a common term used by athletic trainers and their preference would be to keep "certified athletic trainer" in the legislation as proposed.

Senator Brungardt moved to favorably advance **HB 2695**; the motion was seconded by Senator Jordan and passed unanimously.

The meeting was adjourned at 2:25pm.