

SENATE BILL NO. 239

AN ACT relating to the Kansas trauma system; amending K.S.A. 2000 Supp. 75-5664 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 2000 Supp. 75-5664 is hereby amended to read as follows: 75-5664. (a) There is hereby established an advisory committee on trauma. The advisory committee on trauma shall be advisory to the secretary of health and environment and shall be within the division of health of the department of health and environment as a part thereof.

(b) ~~The advisory board shall be composed of 15~~ *On July 1, 2001, the advisory committee on trauma in existence immediately prior to July 1, 2001, is hereby abolished and a new advisory committee on trauma is created in accordance with this section. The terms of all members of the advisory committee on trauma in existence prior to July 1, 2001, are hereby terminated. On and after July 1, 2001, the advisory committee on trauma shall be composed of 24 members representing both rural and urban areas of the state appointed as follows:*

~~(1) Three members shall be persons licensed in medicine and surgery, two of whom shall be appointed by the governor from a list of six who shall be nominated by the Kansas medical society and one of whom shall be appointed by the governor from a list of three who shall be nominated by the Kansas association of osteopathic medicine;~~

~~(2) three members shall be representatives of hospitals appointed by the governor from a list of six who shall be nominated by the Kansas hospital association;~~

~~(3) two members shall be licensed professional nurses specializing in trauma care or emergency nursing appointed by the Kansas state nurses association;~~

~~(4) two members shall be attendants as defined in K.S.A. 65-6112 and amendments thereto who are on the roster of an ambulance service permitted by the board of emergency medical services, one of whom shall be appointed by the Kansas emergency medical services association and one of whom shall be appointed by the Kansas emergency medical technician association;~~

~~(5) one member shall be a representative of the department of health and environment appointed by the secretary thereof;~~

~~(6) one member shall be a representative of the board of emergency medical services appointed by the board of emergency medical services;~~

~~(7) one member shall be an administrator of an ambulance service appointed by the governor from a list of four, two nominated by the Kansas emergency medical technician association and two nominated by the Kansas emergency medical services association; and~~

~~(8) two legislators, one from the house of representatives and one from the senate shall be members. The speaker of the house shall appoint one member and the president of the senate shall appoint the other member. The appointees from the legislature shall be from opposing political parties.~~

~~All members shall be residents of the state of Kansas. At least one member appointed under paragraphs (4) and (7) of this subsection shall be from a rural area. Appointments to the advisory committee shall be made with due consideration that representation of the four congressional districts of the state is ensured. Organizations under this section which submit lists of names to the governor for appointment by the governor from such lists to the advisory committee shall submit names of people who reside in both rural and urban areas of the state.~~

~~(c) Of the members first appointed to the advisory committee, five shall be appointed for terms of one year, five for terms of two years, and five for terms of three years. Thereafter, members shall be appointed for terms of three years and until their successors are appointed and qualified. In the case of a vacancy in the membership of the advisory committee, the vacancy shall be filled for the unexpired term. All members appointed to fill vacancies in the membership of the advisory committee and all members appointed to succeed members appointed to the advisory committee shall be appointed in like manner as that provided for the original appointment of the member succeeded.~~

~~(d) The advisory committee shall meet at least four times annually and at the call of the chairperson or at the request of any eight members of the advisory committee. At the first meeting of the advisory committee after January 1 each year, the members shall elect a chairperson and a~~

~~vice chairperson who shall serve a term of one year. The vice chairperson shall exercise all of the powers of the chairperson in the absence of the chairperson.~~

~~(c) The first person appointed by the governor to the advisory committee shall call the first meeting of the advisory committee and shall serve as temporary chairperson of the advisory committee until a chairperson and vice chairperson are elected by the advisory committee at such meeting.~~

(1) *Two members shall be persons licensed to practice medicine and surgery appointed by the governor. At least 30 days prior to the expiration of terms described in this section, for each member to be appointed under this section, the Kansas medical society shall submit to the governor a list of three names of persons of recognized ability and qualification. The governor shall consider such lists of persons in making appointments to the board under this paragraph.*

(2) *One member shall be licensed to practice osteopathic medicine appointed by the governor. At least 30 days prior to the expiration of the term of the member appointed under this section, the Kansas association of osteopathic medicine shall submit to the governor a list of three persons of recognized ability and qualification. The governor shall consider such list of persons in making appointments to the board under this paragraph.*

(3) *Three members shall be representatives of hospitals appointed by the governor. At least 30 days before the expiration of terms described in this section, for each member to be appointed under this section, the Kansas hospital association shall submit to the governor a list of three names of persons of recognized ability and qualification. The governor shall consider such lists of persons in making appointments to the board under this paragraph.*

(4) *Two members shall be licensed professional nurses specializing in trauma care or emergency nursing appointed by the governor. At least 30 days before the expiration of terms described in this section, for each member to be appointed under this section, the Kansas state nurses association shall submit to the governor a list of three names of persons of recognized ability and qualification. The governor shall consider such lists of persons in making appointments to the board under this paragraph.*

(5) *Two members shall be attendants as defined in K.S.A. 65-6112 and amendments thereto who are on the roster of an ambulance service permitted by the board of emergency medical services. At least 30 days prior to the expiration of one of these positions, the Kansas emergency medical services association shall submit to the governor a list of three persons of recognized ability and qualification. The governor shall consider such list of persons in making this appointment to the board. For the other member appointed under this section, at least 30 days prior to the expiration of the term of such member, the Kansas emergency medical technician association shall submit a list of three persons of recognized ability and qualification. The governor shall consider such list of persons in making appointments to the board under this paragraph.*

(6) *Two members shall be administrators of ambulance services, one rural and one urban, appointed by the governor. At least 30 days prior to the expiration of the terms of such members, the Kansas emergency medical services association and Kansas emergency medical technician association in consultation shall submit to the governor a list of four persons of recognized ability and qualification. The governor shall consider such list of persons in making this appointment to the board under this paragraph.*

(7) *Six members shall be representatives of regional trauma councils, one per council, appointed by the governor. At least 30 days prior to the expiration of one of these positions, the relevant regional trauma council shall submit to the governor a list of three persons of recognized ability and qualification. The governor shall consider such lists of persons in making these appointments to the board.*

(8) *The secretary of health and environment or the secretary's designee of an appropriately qualified person shall be an ex officio representative of the department of health and environment.*

(9) *The chairperson of the board of emergency medical services or the chairperson's designee shall be an ex officio member.*

(10) *Four legislators selected as follows shall be members: The chairperson and ranking minority member or their designees of the committee*

on health and human services of the house of representatives, and the chairperson and ranking minority member or their designees from the committee on public health and welfare of the senate shall be members.

(c) All members shall be residents of the state of Kansas. Particular attention shall be given so that rural and urban interests and geography are balanced in representation. Organizations that submit lists of names to be considered for appointment by the governor under this section shall insure that names of people who reside in both rural and urban areas of the state are among those submitted. At least one person from each congressional district shall be among the members. Of the members appointed under paragraphs (1) through (7) of subsection (b), six shall be appointed to initial terms of two years; six shall be appointed to initial terms of three years; and six shall be appointed to initial terms of four years. Thereafter members shall serve terms of four years and until a successor is appointed and qualified. In the case of a vacancy in the membership of the advisory committee, the vacancy shall be filled for the unexpired term in like manner as that provided in subsection (b).

(d) The advisory committee shall meet quarterly and at the call of the chairperson or at the request of a majority of the members. At the first meeting of the advisory committee after July 1 each year, the members shall elect a chairperson and vice-chairperson who shall serve for terms of one year. The vice-chairperson shall exercise all of the powers of the chairperson in the absence of the chairperson. The chairperson and vice-chairperson serving on the effective date of this act shall be among the members appointed to the advisory committee under subsection (b) and shall continue to serve as chairperson and vice-chairperson of the advisory committee until the first meeting of the advisory committee after July 1, 2002.

~~(f)~~ *(e) The advisory committee shall be advisory to the secretary of health and environment on all matters relating to the implementation and administration of this act.*

~~(g)~~ *(f) Members of the advisory committee attending meetings of the advisory committee or attending a subcommittee of the advisory committee or other authorized meeting of the advisory committee shall not be paid compensation but shall be paid amounts provided in subsection (e) of K.S.A. 75-3223 and amendments thereto.*

~~(h) The advisory committee shall make an interim report along with any recommendations the advisory committee deems appropriate to the committee on public health and welfare of the senate and to the committee on health and human services of the house of representatives on or before January 10, 2000. The advisory committee shall make a final report and recommendations, including recommendations about the appropriate oversight of the trauma system and whether the advisory committee should be continued, to the committee on public health and welfare of the senate and to the committee on health and human services of the house of representatives on or before January 8, 2001.~~

Sec. 2. K.S.A. 2000 Supp. 75-5664 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.

I hereby certify that the above BILL originated in the SENATE, and passed that body

SENATE concurred in
HOUSE amendments _____

President of the Senate.

Secretary of the Senate.

Passed the HOUSE
as amended _____

Speaker of the House.

Chief Clerk of the House.

APPROVED _____

Governor.