

3
4 **HOUSE BILL No. 2905**

5
6 By Committee on Kansas Futures

7
8 2-13

9
10 AN ACT relating to the public health and welfare of all Kansans; creating
11 the Kansas commission on health; providing for the powers, duties and
12 functions thereof.

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

15 Section 1. There is hereby created the Kansas commission on health,
16 hereinafter referred to as the "commission," to oversee the necessary
17 changes in state laws and regulations in order for the commission to reach
18 its goal to be able to examine and make recommendation on all aspects
19 of health in Kansas ~~with~~. **The commission shall make a determination**
20 **of what should be the appropriate levels and delivery of services**
21 **in Kansas, transcending the scope of practice of all providers of**
22 **health care. A focus on both mental and physical health is to be**
23 **included. The underserved areas of Kansas and the total aspect of**
24 **the delivery of health care in Kansas, including telemedicine shall**
25 **also be reviewed. Finally, the commission shall place** an emphasis
26 on prevention, health promotion and the reduction of health disparities
27 in the overall Kansas population.

28 Sec. 2. (a) The commission shall be composed of ~~16~~ **19** members.
29 With an emphasis and consideration of the member's ethnicity, gender
30 and geographic area, the members of the commission shall be as follows:
31 Two members of the house of representatives, one appointed by the
32 speaker of the house of representatives and one member appointed by
33 the minority leader of the house of representatives; two members of the
34 senate, one appointed by the president of the senate and one member of
35 the senate appointed by the minority leader of the senate; the remaining
36 ~~12~~ **15** members of the commission shall be appointed by the governor
37 who shall appoint these members from the following categories: ~~Two~~
38 ~~members~~ **One member** representing a large self-insured employers, two
39 ~~members~~ **employer, one member representing an employer who is**
40 **insured with a privately purchased group health insurance policy,**
41 **one member who is a mental health care provider, one member**
42 **who is a health care provider who is not licensed to practice med-**
43 **icine and surgery or a licensed dentist, one member** representing

1 the medical community **who is licensed to practice medicine and**
2 **surgery, one member representing the medical community who is**
3 **a licensed dentist**, one member representing the health care commis-
4 sion, one member representing small business, one member representing
5 a local health department, one member representing organized labor, one
6 member who is a consumer of health care, **one member representing**
7 **AARP Kansas**, one member representing a major insurance company,
8 one member representing public health academia and one member rep-
9 resenting kindergarten to 12th grade education. The secretary of health
10 and environment, the secretary of social and rehabilitation services and
11 the secretary of aging **or such secretaries' designees** shall be advisors
12 to the commission. **Since every state agency of Kansas has a stake in**
13 **the health of all Kansans, the commission may call upon, request**
14 **and recover information from any state agency.**

15 (b) Any person who is appointed to the commission shall serve until
16 July 1, 2006. After that date, the appointing authority shall appoint mem-
17 bers to the commission to serve until July 1, 2007. Members may be
18 reappointed. In order to be a member of the commission, each member
19 must continue to maintain such member's status from the category from
20 which such person was appointed. If a member of the commission resigns,
21 no longer resides in the state of Kansas, is no longer qualified to represent
22 the category from which such member was appointed, dies, or, as it per-
23 tains to each of the four legislative members of the commission, is no
24 longer an elected or appointed member of the Kansas legislature, then
25 in each situation the appointing authority shall fill the vacancy on the
26 commission, and the person so appointed shall serve the remaining term
27 of that party.

28 (c) A quorum of the commission shall be nine. All action of the com-
29 mission may be taken by a majority of those present when there is a
30 quorum. The chairperson and the vice-chairperson shall be elected from
31 the 16 members of the commission. The vice-chairperson shall exercise
32 all the powers of the chairperson in the absence of the chairperson. The
33 commission may appoint advisory subcommittees as it deems appropriate.
34 All subcommittees shall meet and report at the direction of the commis-
35 sion. All meetings shall be subject to the Kansas open meetings act.

36 (d) Funding of operations of the commission shall be from moneys
37 received from grants and contributions made from foundations, nonprofit
38 organizations and other entities or persons who have common goals of
39 the commission. ~~All officers~~ **Officers** and employees of the state, and the
40 departments of health and environment, social and rehabilitation services,
41 and aging shall pursue grants and contributions to fund the activities of
42 the commission.

43 (e) The Kansas commission on health shall meet on call of the chair-

1 person. All such meetings shall be held in Topeka unless authorized to
2 be held in a different place by the commission. **Interactive electronic**
3 **meetings may also be used by the commission to expand involve-**
4 **ment throughout the state.**

5 (f) The commission shall work cooperatively with all relevant state
6 and federal agencies, health care providers, payors and consumer groups
7 in the development of ~~an~~ integrated health ~~plan~~ for all Kansans. The
8 commission shall accomplish this by identifying measurable health goals
9 and treatment based upon evidence the commission gathers. The com-
10 mission shall have the power to recommend priorities to state agencies
11 with regard to health spending.

12 Sec. 3. (a) From moneys received by the commission, the commis-
13 sion shall employ an executive secretary who shall receive compensation
14 as approved by the commission. The executive secretary shall act as staff
15 to the commission and its subcommittees and shall serve as liaison with
16 state agencies and the office of the governor. **The executive secretary**
17 **and the commission may use office space provided by the state of**
18 **Kansas or any philanthropic organization. The commission shall**
19 **make the final decision as to where the commission's office will be**
20 **located.**

21 (b) All officers and employees of the state of Kansas shall provide
22 such information and assistance as may be deemed necessary by the com-
23 mission. Administrative support for the commission shall be provided by
24 the division of legislative administrative services. Other staff assistance
25 shall be provided by the office of the revisor of statutes, the legislative
26 research department and such other legislative offices and employees as
27 may be directed by the legislative coordinating council.

28 Sec. 4. The commission ~~shall~~ on the first Tuesday of each year ~~submit~~
29 **shall prepare and publish** an annual report ~~to~~ **of its activities and**
30 **recommendations for the governor and, insurance commissioner, all**
31 **health related committees of the legislature and any member of**
32 **the Kansas legislature for their information and review. This report is**
33 **also available to the public, upon request. The report shall be avail-**
34 **able at the Kansas commission on health and by publishing such**
35 **report on the internet and by notifying the legislature that the**
36 **report is available and providing, as part of such notice, the uni-**
37 **form resource locator (URL) at which such report is available.**

38 Sec. 5. The provisions of sections 1 through 5, and amendments
39 thereto, shall expire on June 30, 2007.

40 Sec. 6. This act shall take effect and be in force from and after its
41 publication in the statute book.