

## MINUTES OF THE HOUSE COMMITTEE ON HEALTH AND HUMAN SERVICES.

The meeting was called to order by Chairperson Garry Boston at 1:30 p.m. on February 6, 2001 in Room 210 Memorial Hall

All members were present except: Representative Brenda Landwehr, Excused

Committee staff present: Dr. Bill Wolff, Kansas Legislative Research Department  
Norman Furse, Revisor of Statute's Office  
June Evans, Secretary

Conferees appearing before the committee: Elizabeth Jessee, CDM, CFPP, Kansas Dietary Managers Association  
Nancy Fraser, CDM, CFPP, Horton Community Hospital  
Ron Hein, Dietetic Association of Kansas  
Terry Roberts, Executive Director, Kansas State Nurses Association  
Carolyn Keil, PhD, Pittsburg State University  
Mark Stafford, Board of Healing Arts  
Chris Collins, Kansas Medical Society

Others attending: See Attached Sheet

The Chairperson welcomed the girl scouts that were in the audience.

The Chairperson stated before working **HB 2041**, some of the members might want to contact their constituents back home and find out what their wishes were and bring that information to the table when working the bill which will probably be next week.

The Chairperson opened the hearing on **HB 2117 - Dieticians licensing acts; defining dietetic services supervisor and certified managers.**

Dr. Bill Wolff, Kansas Legislative Research Department gave a briefing stating there were two amendments to the dieticians licensing act. On page 1, line 34 "dietetic assistant" is being changed to "certified dietary manager (CDM)". On page 3, the term "certified dietary manager" is going to be defined in the statute where previously these terms were defined by regulation adopted by the secretary of health and environment. On lines 2 and 3 the term "dietetic services supervisor" is defined.

Elizabeth Jesse, CDM, CFPP, State Spokesperson, Kansas Dietary Managers Association, testified as a proponent to **HB 2117**, stating the Association agrees and understands that CDM's should not be held to the same standards as a dietitian. CDM's work together with registered dietitians to provide quality nutritional care for residents/patients and perform the following tasks on a regular basis.

The educational curriculum to become a certified dietary manager (CDM) consists of one hundred twenty(120) hours of course study, followed by an additional one hundred fifty(150) hours of supervised field experience. CDM's deserve the recognition for achieving above and beyond the educational standards required by the state of Kansas (Attachment 1).

Nancy Fraser, CDM, CFPP, a proponent to **HB 2117** stated she was concerned about accumulating 45 CEU's in a 3 year period which is required, but soon learned about all the educational sessions and has learned many things that has helped make competent work decisions (Attachment 2).

Ron Hein, legislative counsel for the Dietetic Association of Kansas (DAK), stated DAK can support the change

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of title from “dietary manager” to “Certified Dietary Manager” as requested in this legislation. Licensed dietitians work with dietary managers in providing food service and nutritional care to clients in institutions as long term care facilities, hospitals and rehabilitation centers ([Attachment 3](#)).

After discussion Joe Kroll, KDHE, stated there was no objection in adopting this more contemporary language. There also would be no objection to amending regulations with this change. This does not expand the scope of practice.

The Chairperson closed the hearing on **HB 2117**.

The Chairperson opened the hearing on **HB 2060 - Factors in licensure determinations for deciding whether certain individuals have been sufficiently rehabilitated to warrant the public trust**.

Norman Furse, Revisor of Statutes Office, gave a briefing on **HB 2060** reviewing the criminal convictions as grounds for licensure action (public health statutes) ([Attachment 4](#)).

Terri Roberts, J.D., R.N., Kansas Nurses Association, stated they could not support the elimination of the proposed amendment on page 2, lines 19-26 that eliminate the felony prohibition on licensure ([Attachment 5](#)).

Carolyn Keil, R.N., PhD, Chair, Department of Nursing, Pittsburg State University, spoke in opposition to the elimination of the felony prohibition in the Nurse Practice Act ([Attachment 6](#)).

Mark W. Stafford, General Counsel, Kansas Board of Healing Arts, stated that **HB 2060** establishes guidelines to assist licensing agencies determine whether a person who has been convicted of a felony should obtain or keep a professional license. The Board supports **HB 2060** and requests that it be expanded to also include physician assistants when they are convicted of a crime ([Attachment 7](#)).

Chris Collins, Director of Government Affairs, Kansas Medical Society, provided written testimony supporting **HB 2060** with clarification ([Attachment 8](#)).

The Chairperson closed the hearing on **HB 2060**.

The meeting adjourned at 3:05 p.m. and the next meeting will be February 7.