

MINUTES OF THE SENATE WAYS AND MEANS COMMITTEE

The meeting was called to order by Chairman Stephen Morris at 10:40 a.m. on February 5, 2004, in Room 123-S of the Capitol.

All members were present except:
Senator David Adkins- excused

Committee staff present:
J. G. Scott, Chief Fiscal Analyst, Kansas Legislative Research Department
Amy Deckard, Kansas Legislative Research Department
Susan Kannarr, Kansas Legislative Research Department
Jill Wolters, Senior Assistant, Revisor of Statutes
Judy Bromich, Administrative Analyst
Mary Shaw, Committee Secretary

Conferees appearing before the committee:
Senator Jim Barnett
Paula Marmet, Director, Office of Health Promotion, Kansas Department of Health and Environment
Tony Wellever, Vice President, Kansas Health Institute
Judy Keller, Executive Director, American Lung Association of Kansas
Norm Hess, MSA, State Director of Program Services, March of Dimes Greater Kansas Chapter
Terri Roberts, J.D., R.N., Executive Director, Kansas State Nurses Association (written)
Gwendolyn Cargnel, Director of Government Relations, American Cancer Society (written)
Jon Hauxwell, M.D., Vice-Chair, Kansas Citizens' Committee on Alcohol and Other Drug Abuse(written)
Carol A. Johnson, M.D., President, Kansas Academy of Family Physicians (written)
Kevin Walker, Senior Director of Advocacy, American Heart Association (written)

Others attending:
See Attached List.

Chairman Morris opened the public hearing on:

SB 336--Establishment of a tobacco use prevention and control program

Staff briefed the committee on the bill.

The Chairman welcomed Senator Jim Barnett who testified in support of **SB 336** (Attachment 1). Senator Barnett explained that smoking is the largest cause of preventable death and disease in Kansas. It was noted that the direct medical costs of tobacco are tremendous at \$724 million per year and smoking leads not only to death, but also to disability and contributes to the burdensome Medicaid budget. Senator Barnett emphasized that **SB 336** would implement the Center for Disease Control's smoking cessation plan that could save thousands of lives and greater than \$1 billion in healthcare costs.

Paula Marmet, Director, Office of Health Promotion, Kansas Department of Health and Environment (KDHE), testified on behalf of **SB 336** (Attachment 2). Ms. Marmet explained that **SB 336** provides for the establishment of a comprehensive statewide tobacco use prevention program and provides for the establishment of a tobacco use prevention and control fund, but does not specify what source of funds or how much money will be deposited in this new fund. She emphasized that, currently, KDHE does not have resources to support a program of this scale. Ms. Marmet mentioned if funds should come available, local communities, working with existing staff, would be in a position to expand the program in a efficient and effective way towards development and implementation of a statewide, comprehensive tobacco use prevention program.

Tony Wellever, Vice President, Kansas Health Institute, testified in support of **SB 336**, and explained tobacco

CONTINUATION SHEET

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use prevention expenditures in Medicaid savings estimates and healthcare savings in graph form ([Attachment 3](#)).

Judy Keller, Executive Director, American Lung Association of Kansas, presented testimony in favor of **SB 336** ([Attachment 4](#)). Ms. Keller explained that the bill establishes the framework for comprehensive, statewide tobacco use prevention and control that they know works. She noted that it is based on the U. S. Centers for Disease Control best practices in fighting tobacco. In closing, Ms. Keller emphasized that **SB 336** is comprehensive and flexible. It brings to Kansas a proven success that is data driven and community based.

Norm Hess, MSA, State Director of Program Services, March of Dimes, Greater Kansas Chapter, spoke in support of **SB 336** ([Attachment 5](#)). Mr. Hess explained that the March of Dimes strongly supports **SB 336** as providing vital support for smoking prevention and cessation programs for women of childbearing age. He mentioned that in 2001 the U. S. Surgeon General issued a report on women and smoking which reviews the evidence relating smoking to a wide range of diseases and health conditions among women. Mr. Hess noted that while smoking is certainly not the only risk factor associated with prematurity and low birth weight, its impact is significant.

Written testimony in support of **SB 336** was submitted by the following conferees:

Terri Roberts, J.D., R.N., Executive Director, Kansas State Nurses Association ([Attachment 6](#)).

Gwendolyn Cargnel, Director of Government Relations, American Cancer Society ([Attachment 7](#)).

Jon Hauxwell, M.D., Vice-Chair, Kansas Citizens' Committee on Alcohol and Other Drug Abuse, Hays, Kansas ([Attachment 8](#)).

Carol A. Johnson, M.D., President, Kansas Academy of Physicians ([Attachment 9](#)).

Kevin Walker, Senior Director of Advocacy, American Heart Association ([Attachment 10](#)).

There being no further conferees to come before the committee, the Chairman closed the public hearing on **SB 336**.

The meeting adjourned at 11:45 a.m. The next meeting is scheduled for February 9, 2004.