

MINUTES OF THE HOUSE COMMITTEE ON LOCAL GOVERNMENT.

The meeting was called to order by Chairperson Nancy Brown at 1:30 p.m. on February 8, 1993 in Room 521-S of the Capitol.

All members were present except: Representative Pettey (excused)
Representative Tomlinson (excused)

Committee staff present: Michael Heim, Legislative Research Department
Theresa Kiernan, Revisor of Statutes
Lois Hedrick, Committee Secretary

Conferees appearing before the committee: None

Others attending: See Guest List (Attachment 1)

Chairman Brown stated that the purpose of this meeting was to discuss the bills upon which a hearing has been held. The first bill discussed was **HB 2102**, which amends the Emergency Medical Services statutes to make the first responder a level of attendant, rather than standing alone. This is essentially a technical change; no substantive changes are made to the first responder classification. The bill is technical in nature and has no fiscal impact. After discussion of the Committee, upon motion of Representative Mays, seconded by Representative Welshimer, the Committee favorably reported **HB 2102** for passage.

HB 2103 was then discussed. The bill amends K.S.A. 65-6124 to remove civil or criminal liability in the event that a health care provider or emergency medical services person participates in the withholding or withdrawal of cardiopulmonary resuscitation in connection with a valid "do not resuscitate" (DNR) order and, similarly, a health care provider or emergency medical services person whose decision concerning the validity of a "do not resuscitate" order is made in good faith would not be subject to criminal or civil liability or disciplinary measures. The bill has no fiscal impact. Theresa Kiernan, of the Revisor of Statutes office, provided the Committee with amendments to the bill which the Committee had earlier recommended. Considerable discussion was held about the impact of such legislation, especially upon Living Wills and Durable Powers of Attorney for Health Care, and making the public aware of the legal differences between these procedures and a DNR order. The amendments offered by Ms. Kiernan standardizes the form of DNS orders along the suggested format put forward by Chip Wheelen of the Kansas Medical Society in a previous discussion. Representative Packer moved that the suggested uniform form be included in the Committee amendments, but later retracted his motion. Representative Mays suggested that staff prepare a balloon amendment to standardize DNR orders statewide.

It was noted that **HB 2103** would not solve all of the problems encountered by emergency medical services personnel regarding DNR orders, but would solve many of them. The Chairman then stated that **HB 2103** will be on the agenda for discussion and possible action on Monday, February 15. In the meantime, she asked Committee staff to immediately prepare amendments to the bill which would include the request for standardization statewide, and make it available to anyone who desires it at the earliest possible time.

HB 2104, amends K.S.A. 65-6111 to approve persons other than instructor coordinators to conduct initial training programs and allow training officers (who currently provide only continuing education) to teach first responder courses also. Although the bill, as proposed, would enable more instructors to conduct initial training programs and thereby increase the number of programs available in the state, the EMS Board does not expect the number of applicants to increase statewide. As a result, passage of the bill would have no impact on the EMS Board expenses or revenues and would have no other state fiscal impact. The EMS Board does state that it would need to develop a new curriculum for advanced officer training and provide that training be by selected training officers. The EMS Board states that these expenses can be absorbed within its current budget. The Chairman stated that this bill had also raised some concerns statewide about the EMS requirement that two attendants man ambulances and that, as a result, some feel opposition to this proposed bill. Chairman Brown also stated the Committee would welcome statements of support or opposition from anyone interested in the bill and consequently, will schedule **HB 2104** for discussion and possible committee action on Monday, February 15 in order to give ample time for such statements.

Chairman Brown then announced that the Committee agenda for Thursday, February 11, has been changed. A hearing on **HB 2227**, relating to the powers and duties of fire district boards, has been scheduled for that day.

The meeting adjourned at 2:54 p.m. The next meeting is scheduled at 1:30 p.m., February 9, 1993, in Room 521-S of the State Capitol.

GUEST LIST

COMMITTEE: House Local Government

DATE: February 8, 1993

NAME (PLEASE PRINT)	ADDRESS	COMPANY/ORGANIZATION
Bob McDanel	109 SW 6th	Board of EMS
GARRY RAY	Overland Park	Johnson Co Commission
Nora Martin	Topeka, Ks	
Glenn Wilson	Topeka, Ks	
Jack D. Wain	Topeka	Medicare
Kristin VanVoorst	O.R.	PP of Ks
KETH R LANDIS	TOPEKA	CHRISTIAN SCIENCE Comm ON PUBLICATION FOR K.S.
CRAIG DUKE	KANSAS CITY	KCKFD
Pat Hill	Topeka	KDHE
Brent Dumas	TOPEKA/WICHITA	CONLEE CONSULTING GRP.
R. Burnley White	Winfield	Farm Profit
Chip Wheelen	Topeka	Ks Medical Soc.
Stacy Mosford	TOPEKA	AR
Richard Jagan	Lenexa, Ks.	CITY OF LENEXA
Michelle Gustin	Topeka	Ks Soc Consulting
		ATTACHMENT 1
		2-8-93