

HOUSE BILL No. 2250

By Committee on Health and Human Services

2-6

1 AN ACT concerning licensure; relating to providers who treat persons
2 with substance use disorders; amending K.S.A. 65-4016 and repealing
3 the existing section.
4

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

6 New Section 1. (a) Notwithstanding any statutory language to the
7 contrary, any qualified provider shall not require licensure as a licensed
8 addiction counselor or licensed clinical addiction counselor to treat
9 substance use disorders. Any qualified provider may treat substance use
10 disorders in a treatment facility or private practice and shall be paid on the
11 basis of reimbursement rates for services provided under the program of
12 medical assistance operated by the state under title XIX of the federal
13 social security act, 42 U.S.C. § 1396 et seq., whether such qualified
14 provider works in a treatment facility or private practice.

15 (b) For the purposes of this section:

16 (1) "Qualified provider" means a provider who has obtained a license
17 from the behavioral sciences regulatory board and has provided proof of
18 such licensure to the Kansas department for aging and disability services.

19 (2) "Treatment facility" means the same as in K.S.A. 59-29b46, and
20 amendments thereto.

21 Sec. 2. K.S.A. 65-4016 is hereby amended to read as follows: 65-
22 4016. The secretary shall adopt rules and regulations with respect to
23 treatment facilities to be licensed and designed to further the
24 accomplishment of the purposes of this law in promoting a safe and
25 adequate treatment program for individuals in treatment facilities in the
26 interest of public health, safety and welfare including, but not limited to,
27 minimum qualifications for employees of licensed or certified programs
28 which are less than the qualifications required for a registered alcohol and
29 other drug abuse counselor. Boards of trustees or directors of institutions
30 licensed under this act shall have the right to select the professional staff
31 members of such institutions and to select and employ interns, nurses and
32 other personnel, *but shall not exclude from employment or otherwise*
33 *discriminate against a person licensed by the behavioral sciences*
34 *regulatory board for purposes of employment on the basis of*
35 *reimbursement rates for services provided under the program of medical*
36 *assistance operated by the state under title XIX of the federal social*

1 *security act, 42 U.S.C. § 1396 et seq.*

2 Sec. 3. K.S.A. 65-4016 is hereby repealed.

3 Sec. 4. This act shall take effect and be in force from and after its

4 publication in the statute book.