

SESSION OF 2018

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2106

As Amended by Senate Committee on Public
Health and Welfare

Brief*

HB 2106, as amended, would authorize the Secretary for Aging and Disability Services (Secretary) to grant a treatment facility licensed by the the Secretary under the Alcohol or Other Drug Addiction Treatment Act and also accredited by the Commission on Accreditation of Rehabilitation Services, The Joint Commission, the Council on Accreditation, or another national accrediting body approved by the Kansas Department for Aging and Disability Services (KDADS), a license renewal based on such accreditation, referred to as “deemed status.” An accredited treatment facility that loses accreditation would be required to notify KDADS immediately.

Additionally, the bill would require KDADS to inspect an accredited treatment facility to determine compliance with state licensing standards and rules and regulations not covered by the accrediting entity’s standards, or inspect and investigate in response to a complaint made against the accredited treatment facility.

The bill would make technical amendments to statutory references.

Background

During the 2017 Session, the bill was introduced by the House Committee on Health and Human Services at the

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

request of the Kansas Association of Addiction Professionals (KAAP). In the House Committee hearing, testimony in support of the bill was provided by representatives of the Central Kansas Foundation, DCCCA, Inc., and KAAP. The proponents generally stated the bill would allow nationally accredited treatment facilities to meet state regulatory requirements through national accreditation and reduce administrative costs for the treatment facilities and KDADS. The proponents also stated the change being sought would provide treatment facilities with the same authority provided to community mental health centers through the enactment of 2016 SB 449. A representative of KAAP provided oral-only proponent testimony regarding an amendment to be presented to address the date of previous licensure by KDADS. Written-only proponent testimony was provided by Preferred Family Healthcare, Inc. and the Valley Hope Association.

No neutral or opponent testimony was provided.

The House Committee amended the bill by removing the requirement that treatment facilities would have to be licensed by the Secretary by July 1, 2017, to be eligible for deemed license renewal status.

On January 17, 2018, in the Senate Committee on Public Health and Welfare hearing, proponent testimony was provided by representatives of the Behavioral Health Association of Kansas and the Central Kansas Foundation. The proponents generally stated the bill would allow treatment facilities to meet state regulatory requirements through their national accreditation and avoid redundant licensing and accreditation visits that consume resources of stakeholders. Written-only proponent testimony was received from representatives of KAAP, DCCCA, Inc., and Valley Hope Association.

No other testimony was provided.

On February 7, 2018, the Senate Committee amended the bill to include technical amendments to statutory references in the bill.

According to the fiscal note prepared by the Division of the Budget on the bill, as introduced, enactment of the bill would have no fiscal effect for KDADS.