

STATE OF KANSAS

HOUSE OF REPRESENTATIVES

MR. CHAIRMAN:

I move to amend **HB 2126**, as amended by House Committee, on page 1, following line 6, by inserting:

"Section 1. K.S.A. 19-2110 is hereby amended to read as follows: 19-2110. (a) Every home for the aged established under this act and not leased by the board of county commissioners as provided for under K.S.A. 19-2112 or any amendments thereto, may be operated under the supervision of the county board of commissioners or if the board of county commissioners determines that it is in the best interests of the county such board may appoint a board of trustees to operate the home or may designate the board of trustees of the county hospital of the county as the board of trustees for the operation of such home.

(b) Such home for the aged shall be for the benefit of all the inhabitants of such county; but,

(c) Every such inhabitant or person who is not a recipient of assistance shall pay to the county board of commissioners or board of trustees for the home a reasonable compensation, to be established by the county board of commissioners, or board of trustees for the home for their care, and the county board of commissioners or board of trustees of such home may extend the privileges and use of such home to persons residing outside of the county upon such terms and conditions as the board may, from time to time, by its rules and regulations prescribe.

(d) The county board of commissioners or board of trustees of such home is hereby authorized to promulgate and adopt rules and regulations pertaining to the operation, management and control of homes for the aged.

(e) The county board of commissioners or board of trustees of such home shall appoint a responsible and qualified person who shall at all times be in charge of the home, who shall be known as the administrator, and such other employees as is deemed necessary for the proper and adequate care of the residents in the home.

(f) The county board of commissioners, board of trustees of such home or any county employee shall not impose restrictions on the residents' rights to receive or refuse visitors in their room or a private room available to the resident or any other reasonable accommodation to receive such visitors. Every resident of a home for the aged pursuant to this section, or such resident's legal representative, shall have the right to waive, in writing, any restrictions imposed to control transmission or prevention of an infectious disease by the county, a city within such county, administrator or employee of such county or any federal or state agency at any time, including during a state of local disaster emergency or state of disaster emergency declared pursuant to K.S.A. 48-904 et seq., and amendments thereto.

Sec. 2. K.S.A. 2020 Supp. 19-4610 is hereby amended to read as follows: 19-4610. (a) The board shall make and adopt such bylaws and rules and regulations for the management and control of the hospital as it deems necessary so long as the same are not inconsistent with this act, the statutes of the state of Kansas, the resolutions of the county and, if the hospital is located in a city, the ordinances of the city in which the hospital is located.

(b) The county board of commissioners, the board of trustees of such hospital or any county employee shall not impose restrictions on the patients' rights to receive or refuse visitors in their room or a private room available to the patient or any other reasonable accommodation to receive such visitors. Every patient of a hospital operated by the county pursuant to this section, or such patient's legal representative, shall have the right to waive, in writing, any restrictions imposed to control transmission or prevention of an infectious disease by the county, a city,

within such county, administrator or employee of such county or any federal or state agency at any time, including during a state of local disaster emergency or state of disaster emergency declared pursuant to K.S.A. 48-904, et seq. and amendments thereto.

(c) The board shall have the exclusive control of the expenditures of all hospital moneys, except hospital moneys acquired through the issuance of revenue bonds, and all expenditures shall be subject to the approval of a majority of all the members of the board.

(d) The board is authorized to invest in any mutual insurance company organized by an association of health care providers to which the hospital belongs, enter into contracts with such company, pay any assessments pursuant to such contracts and arrange for the issuance of a letter of credit by any bank chartered by this state or which is a member bank of the federal reserve system.

(e) The board is charged with the supervision, care and custody of all hospital property.

(f) The board is authorized to enter into employment contracts to engage the services of an administrator or chief executive officer to manage the affairs of the hospital, to establish compensation for such services and to establish the terms of the engagement.

(g) The board may also require personal or surety bonds of all hospital employees entrusted with the handling of hospital moneys, such bonds to be in an amount to be determined and approved by the board.

(b)(h) The board may establish and fund pension and deferred compensation plans and any other employee benefit plans for hospital employees and may procure contracts insuring hospital employees, their dependents, or any class or classes thereof, under a policy or policies covering one or more risks including, but not limited to, a policy or policies of life, disability income, health, accident, accidental death and dismemberment, and hospital, surgical and medical expense insurance or may provide for a plan of self-insurance for such purposes. The

employee's contribution, if any, to the plan and to the premiums for insurance or for the expenses incurred by the board under a plan of self-insurance may be deducted by the employer from the employee's salary when authorized in writing by the employee.";

On page 4, in line 10, before "K.S.A" by inserting "K.S.A. 19-2110 and"; also in line 10, after "Supp." by inserting "19-4610,";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "adult care" and inserting "healthcare"; in line 3, after "facility" by inserting "; restricting limitations on the rights of residents of county homes for the aged and patients of county hospitals to receive visitors"; in line 3, after "amending" by inserting "K.S.A. 19-2110 and"; also in line 3, after "Supp." by inserting "19-4610,"

_____ District.