

HOUSE BILL No. 2848

By Committee on Health and Human Services

2-12

AN ACT concerning the department of health and environment; relating to inconsistencies in adult care home citations.

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

Section 1. (a) The secretary of health and environment shall develop and implement a plan to examine its policies, procedures and training of department personnel who perform investigations of adult care homes as defined in K.S.A. 39-923, and amendments thereto, and to identify and correct any factors originating from within the department that may contribute to the existing inconsistencies in the average number of adult care home citations existing among the different regions of the state.

(b) To ensure that the adult care home inspections are conducted as accurately and consistently as possible, the department of health and environment shall:

(1) Expand its review process so that samples of deficiencies or inspection reports are randomly picked from all regions each quarter and reviewed for the purpose of determining whether the inspectors are treating problem conditions in a similar manner;

(2) look at issues such as whether inspectors are consistent in the type of deficiencies they cite, whether those deficiencies are cited under the appropriate section of federal regulation and whether they are assigned an appropriate severity level;

(3) increase the number of observations made of inspection teams each year to a number that is sufficient to reach conclusions about the quality of inspections being conducted within each region;

(4) formally assess and record how well the inspectors perform their tasks; and

(5) determine whether the inspection team cited the correct deficiencies and assigned the proper scope and severity classification.

(c) The secretary of health and environment shall report its findings, progress and outcomes to the governor and legislature at the beginning of the 2003 legislative session.

(d) This act shall be a part of and supplemental to the adult care home act.

1 Sec. 2. This act shall take effect and be in force from and after its
2 publication in the statute book.
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