

## HOUSE BILL No. 2893

By Committee on Appropriations

2-14

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9 AN ACT concerning all-inclusive care for the elderly (PACE) program;  
10 amending K.S.A. 65-5112 and repealing the existing section.

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

13 Section 1. K.S.A. 65-5112 is hereby amended to read as follows: 65-  
14 5112. The provisions of this act shall not apply to:

15 (a) Individuals who personally provide one or more home health serv-  
16 ices if such persons are not under the direct control and doing work for  
17 and employed by a home health agency;

18 (b) individuals performing attendant care services directed by or on  
19 behalf of an individual in need of in-home care as the terms "attendant  
20 care services" and "individual in need of in-home care" are defined under  
21 K.S.A. 65-6201, *and amendments thereto*, if the individuals performing  
22 such services are not under the direct control and doing work for and  
23 employed by a home health agency; or

24 (c) any person or organization conducting a home health agency by  
25 and for the adherents of any recognized church or religious denomination  
26 or sect for the purpose of providing services for the care or treatment of  
27 the sick or infirm who depend upon prayer or spiritual means for healing  
28 in the practice of the religion of such church, religious denomination or  
29 sect; ~~or~~

30 (d) a hospice which is certified to participate in the medicare program  
31 under 42 code of federal regulations, chapter IV, section 418.1 et seq.,  
32 and amendments thereto, and which provides services only to hospice  
33 patients; or

34 (e) *a program for all-inclusive care for the elderly (PACE) which is*  
35 *certified to participate in the medicare or medicaid program under 42*  
36 *code of federal regulations, chapter IV, subchapter E, section 460.2 et*  
37 *seq., and amendments thereto, and which provides services only to PACE*  
38 *participants.*

39 Sec. 2. K.S.A. 65-5112 is hereby repealed.

40 Sec. 3. This act shall take effect and be in force from and after its  
41 publication in the statute book.