

HOUSE BILL No. 2226

By Committee on Health and Human Services

2-4

1 AN ACT concerning hospitals; relating to notice to patients of observation
2 status.

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

5 Section 1. (a) As used in this section, "quality improvement
6 organization" means the organization contracted by the centers for
7 medicare and medicaid services, under the provisions of 42 U.S.C §
8 1320c-2, to be the beneficiary and family centered care quality
9 improvement organization for the state of Kansas.

10 (b) Each hospital, as defined in K.S.A. 65-425, and amendments
11 thereto, shall provide oral and written notice of observation status to each
12 patient whom the hospital places in such status not later than 24 hours after
13 such placement, unless such patient has been discharged or has left the
14 hospital prior to the expiration of the 24-hour period. Such oral and
15 written notices shall include:

16 (1) A statement that the patient is not admitted to the hospital, but is
17 under observation status;

18 (2) a statement that observation status may affect the patient's
19 medicare, medicaid or private insurance coverage for hospital services,
20 including medications and pharmaceutical supplies, or home or
21 community-based care or care at a skilled nursing facility following the
22 patient's discharge; and

23 (3) a recommendation that the patient contact such patient's health
24 insurance provider or the quality improvement organization to better
25 understand the implications of placement in observation status.

26 (c) The written notice described in subsection (b) shall be signed and
27 dated by the patient receiving the notice or such patient's legal guardian,
28 conservator or other authorized representative.

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