STATE OF KANSAS

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SENATE CHAMBER

MR. PRESIDENT:

I move to amend **SB 352**, As Amended by Senate Committee, on page 1, in line 8, by striking "section";

On page 2, following line 41, by inserting:

"(j) (1)   If a medical care facility's compliance with this section results in such medical care facility to be in violation of federal statutes, regulations or United States centers for medicare and medicaid services rulings, and such violation results in money penalties, fees or lost funding from the United States centers for medicare and medicaid services, the medical care facility shall certify to the secretary of health and environment the amount of such penalties, fees or lost funding. The secretary of health and environment shall certify such amount to the director of accounts and reports. Upon receipt of such certification, the director of accounts and reports shall transfer such certified amount from the state general fund to the medical care facility reimbursement fund. Each time the secretary transmits such certification to the director of accounts and reports, the secretary shall transmit a copy of such certification to the director of the budget and the director of legislative research.

(2) There is hereby established in the state treasury the medical care facility reimbursement fund, which shall be administered by the secretary of health and environment. All expenditures from the medical care facility reimbursement fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary or the secretary's designee. Moneys in the fund shall be used for the purpose of reimbursing medical care facilities for penalties, fees or lost funding as

provided in paragraph (1).";

On page 1, in the title, in line 4, after the semicolon by inserting "establishing the medical care facility reimbursement fund to reimburse medical care facilities for lost federal funding due to compliance with the John D. Springer patient's bill of rights;"

Senator _____