

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on **Health and Human Services** recommends **SB 453**, As Amended by Senate Committee, be amended on page 1, following line 9, by inserting:

"New Section 1. On or before January 9, 2023, and on or before the first day of each regular session of the legislature thereafter, the board of nursing shall submit a report to the house of representatives standing committee on health and human services and the senate standing committee on public health and welfare, or any successor committees thereto, on the number and nature of complaints filed, investigated or charged pursuant to K.S.A. 65-1120(b), and amendments thereto, in the prior calendar year concerning any person licensed, certified, registered or otherwise regulated by the board of nursing. Such report shall not include any personally identifiable information or any information that is confidential or otherwise restricted from disclosure under the open records act or any other provision of law.";

Also on page 1, in line 28, by striking all before "working" and inserting "unlicensed employees"; in line 31, by striking "appropriate" and inserting "approved"; in line 32, after "certified" by inserting "nurse";

On page 2, in line 4, by striking all before "who" and inserting "unlicensed employee"; also in line 4, after "completed" by inserting "at least"; also in line 4, after "of" by inserting "the certified nurse aide"; also in line 4, by striking all after "training"; in line 5, by striking all before "approved"; in line 6, after "services" by inserting "or who is not making progress to complete the course of education and training required by the secretary for aging and disability services under paragraph (2) within four months following completion of such 40 hours"; in line 7, by

striking all after "(A)"; by striking all in lines 8 through 10; in line 11, by striking "(B)"; also in line 11, by striking all after "training"; by striking all in lines 12 and 13; in line 14, by striking "services" and inserting "and remaining hours in the certified nurse aide training shall be performed under the general supervision of a course supervisor. The course supervisor shall be defined in rules and regulations and approved by the secretary for aging and disability services. As used in this subparagraph, "supervision" means the same as defined in K.S.A. 65-1165, and amendments thereto"; in line 15, after "home" by inserting ", hospital, as defined in K.S.A. 65-425, and amendments thereto, hospice or program for all-inclusive care for the elderly"; also in line 15, by striking "person" and inserting "course sponsor"; in line 16, after "home" by inserting ", hospital, hospice or program for all-inclusive care for the elderly"; in line 17, by striking "any course of education and training" and inserting "an approved certified nurse aide training course"; following line 18, by inserting:

"(B) Each instructor under the supervision of a course supervisor of the certified nurse aide training course shall be licensed to practice in Kansas and in good standing. As used in this subparagraph, "in good standing" includes the possession of a license, certificate or registration that is subject to probation or non-disciplinary conditions, limitations or restrictions, but does not include a license, certificate or registration that is revoked, canceled or surrendered or subject to pending license-related disciplinary action. If the records of the Kansas department for aging and disability services reflect that an individual has a prohibiting offense, such license, certificate or registration shall not be considered "in good standing." Any license, certificate or registration that is subject to disciplinary conditions, limitations or restrictions shall remain subject to such conditions, limitations or restrictions.";

Also on page 2, in line 23, by striking all before "working" and inserting "unlicensed employees"; in line 27, after "certified" by inserting "nurse"; in line 35, after "home" by inserting

", hospital, as defined in K.S.A. 65-425, and amendments thereto, hospice or program for all-inclusive care for the elderly"; in line 36, after "home" by inserting ", hospital, hospice or program for all-inclusive care for the elderly"; in line 37, after "home" by inserting ", hospital, hospice or program for all-inclusive care for the elderly"; in line 43, by striking "certified aides" and inserting "unlicensed employees";

On page 3, in line 6, after "setting" by inserting "approved by the secretary for aging and disability services. As used in this subparagraph, "in good standing" includes the possession of a license, certificate or registration that is subject to probation or non-disciplinary conditions, limitations or restrictions, but does not include a license, certificate or registration that is revoked, canceled or surrendered or subject to pending license-related disciplinary action. If the records of the Kansas department for aging and disability services reflect that an individual has a prohibiting offense, such license, certificate or registration shall not be considered "in good standing." Any license, certificate or registration that is subject to disciplinary conditions, limitations or restrictions shall remain subject to such conditions, limitations or restrictions"; in line 8, by striking all before "working" and inserting "unlicensed employees"; in line 15, by striking "Certified aides" and inserting "Unlicensed employees"; in line 23, by striking "certified aides" and inserting "unlicensed employees"; in line 27, by striking "certified aides" and inserting "unlicensed employees"; in line 41, after "certified" by inserting "nurse";

On page 4, in line 3, after "certified" by inserting "nurse"; in line 8, after "certified" by inserting "nurse"; in line 15, after "certified" by inserting "nurse"; in line 22, after "certified" by inserting "nurse";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "adult care homes" and inserting "health professions and practices"; in line 2, by striking all before "working" and inserting "unlicensed

employees"; in line 3, by striking "certified aide" and inserting "unlicensed employee"; in line 6, before "amending" by inserting "requiring the board of nursing to report to certain legislative committees on the the number and nature of complaints received;"; and the bill be passed as amended.

_____Chairperson