

{As Amended by House Committee of the Whole}

As Amended by House Committee

Session of 2024

## HOUSE BILL No. 2777

By Committee on Health and Human Services

Requested by Representative Bergquist on behalf of Representative Landwehr

2-8

Proposed Amendment to HB 2777  
Committee on Senate Public Health & Welfare  
March 18, 2024  
Prepared by: Office of Revisor of Statutes

1 AN ACT concerning health and healthcare; relating to ~~patient~~ {licensed}  
2 care facilities; prohibiting the state fire marshal and the marshal's  
3 representatives from wearing or operating a body camera during an on-  
4 site inspection at a ~~patient~~ {licensed} care facility

6 **New**  
7 Be it enacted by the Legislature of the State of Kansas:  
8 Section 1. (a) The state fire marshal and any of the marshal's

9 representatives shall not wear or operate a body camera or other audio or  
10 video recording device during an on-site inspection of a ~~patient~~ {licensed}  
11 care facility or community-based locations where individuals with  
12 intellectual and developmental disabilities receive individually  
13 planned habilitation services as provided in K.S.A. 39-1804, and  
14 amendments thereto.

15 (b) As used in this section:

16 (1) "Body camera" means the same as defined in K.S.A. 45-254, and  
17 amendments thereto; and

18 (2) "~~patient~~{licensed} care facility" includes ~~any~~ a {child care  
19 facility as defined in K.S.A. 65-503, and amendments thereto, } a  
20 qualified residential treatment program as defined in K.S.A. 38-2202,  
21 and amendments thereto, a psychiatric residential treatment facility as  
22 defined in K.S.A. 39-2002, and amendments thereto, secure facilities  
23 as defined in K.S.A. 38-2202, and amendments thereto, shelter  
24 facilities as defined in K.S.A. 38-2202, and amendments thereto, youth  
25 residential facilities as defined in K.S.A. 38-2202, and amendments  
26 thereto, an adult care home as defined in K.S.A. 39-923, and amendments  
27 thereto, and ~~any~~ a medical care facility as defined in K.S.A. 65-425, and  
28 amendments thereto, except that "~~patient~~{licensed} care facility" includes  
29 a hospice that is certified to participate in the medicare program under 42  
30 C.F.R. § 418.1 et seq.

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

amending K.S.A. 76-327a and repealing the  
existing section

Sec. 2. K.S.A. 76-327a, attached  
and renumbering sections accordingly



76-327a is hereby amended to read as follows: 76-372a. (a) There is hereby created within the university of Kansas a Kansas fire service training commission which shall consist of ~~12~~ members which shall include:

the following 14

who shall all be residents of Kansas

(1) ~~A member representing the Kansas state firefighters association, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas state firefighters association;~~

Nine members, to be appointed by the governor as follows:  
(A)

~~(2) a member representing the Kansas state association of fire chiefs, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas state association of fire chiefs;~~

~~(3) a member representing the Kansas state association of professional fire chiefs, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas state association of professional fire chiefs;~~

(4) ~~a member representing the international association of arson investigators, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the international association of arson investigators;~~ 2022

One

(5) ~~a member representing the Kansas fire marshal's association, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas fire marshal's association;~~

~~(6) a member representing the Kansas fire educators association, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas fire educators association;~~

~~(7) a member representing the Kansas state council of firefighters, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas state council of firefighters;~~

One

~~(8) a member representing the Kansas community college fire training, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas community college fire training;~~

a

or technical college that offers

(9) a member representing the Kansas state fire marshal, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas state fire marshal;

(10) a member representing the Kansas forest service, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas forest service;

(11) a member representing the Kansas university fire service training, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas university fire service training; and

(12) a member representing the emergency medical services board, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the emergency medical services board.

(b) Six members initially appointed to a position described in subsection (a) shall serve for a two-year term and thereafter the term of members appointed to such positions shall be four years. The members who shall serve two-year terms shall be chosen by lottery at the first commission meeting. The initial two-year terms shall expire on July 1, 2004 and four-year terms shall expire on July 1, 2006. Vacancies in any position shall be filled in the same manner as original appointments.

(c) The chairperson and vice-chairperson shall be selected by the members of the commission at the first meeting of the commission and shall serve for a term of two years. No chairperson shall serve more than two consecutive terms. In the absence or disability of the chairperson, the vice-chairperson shall exercise all the powers of the chairperson.

(d) The Kansas fire service training commission shall meet at least quarterly in each year on dates fixed by the commission. Special meetings may be held upon call of the chairperson of the commission or upon petition to the chairperson by not less than seven commission members. The date and place of all special meetings shall be designated in the call.

(e) Members of the commission shall receive mileage, tolls and parking as provided in K.S.A. 75-3223, and amendments thereto, for attendance at any meeting of the commission or any subcommittee meeting authorized by the commission.

(H) One member representing the Kansas emergency management association; and

(1) one member representing the emergency medical services board;

(2) one member to be appointed by the president of the senate;

(3) one member to be appointed by the speaker of the house of representatives;

or the state fire marshal's

(5) the state forester or the state forester's designee; and  
(6) the director of the Kansas fire and rescue training institute or the director's designee.

Each member of the board appointed in subsection (a) shall serve a term of four years or until a successor is appointed and qualified.

(1) The Chair shall preside over the regular and special meetings of the commission, sign official documents on behalf of the commission, and represent the commission at various venues and activities as needed. In the absence of the chair and vice chair at a regularly scheduled meeting of the commission with a quorum, the membership shall select from those present a member to preside over the meeting.

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