

SENATE SUBSTITUTE FOR HOUSE BILL No. 2249

By Committee on Public Health and Welfare

3-21

1 AN ACT concerning health information; enacting the Kansas health
2 information technology and exchange act; amending K.S.A. 16-1602
3 and repealing the existing section; also repealing K.S.A. 65-1734, 65-
4 4970, 65-4972 and 65-4973 and K.S.A. 2010 Supp. 65-3228, 65-4971
5 and 65-4974.

6
7 *Be it enacted by the Legislature of the State of Kansas:*

8 New Section 1. Section 1 through 18, and amendments thereto, shall
9 be known and may be cited as the Kansas health information technology
10 and exchange act.

11 New Sec. 2. As used in the Kansas health information technology and
12 exchange act:

13 (a) “Act” means the Kansas health information technology and
14 exchange act.

15 (b) “Approved HIO” means a health information organization
16 operating in the state which has been approved by the corporation.

17 (c) “Corporation” means the Kansas health information exchange,
18 inc., created by executive order 10-06.

19 (d) “Covered entity” means a health care provider, a health care
20 component of a hybrid entity, a health plan or a health care clearinghouse.

21 (e) “DPOA-HC” means the person to whom a durable power of
22 attorney for health care decisions has been granted by an individual in
23 accordance with K.S.A. 58-625 et seq., and amendments thereto.

24 (f) “Health care clearinghouse” means a health care clearinghouse, as
25 that term is defined by the HIPAA privacy rule, doing business within the
26 state.

27 (g) “Health care provider” means a health care provider, as that term
28 is defined by the HIPAA privacy rule, that furnishes health care to
29 individuals in the state.

30 (h) “Health information organization” means any entity operating in
31 the state which (1) maintains technical infrastructure for the electronic
32 movement of health information among covered entities, and (2)
33 promulgates and enforces policies governing participation in such health
34 information exchange.

35 (i) “Health information technology” means an information processing
36 application using computer hardware and software for the storage,

1 retrieval, use and disclosure of health information for communication,
2 decision-making, quality, safety and efficiency of health care. “Health
3 information technology” includes, but is not limited to: (1) An electronic
4 health record; (2) a personal health record; (3) health information
5 exchange; (4) electronic order entry; and (5) electronic decision support.

6 (j) “Health plan” means a health plan, as that term is defined by the
7 HIPAA privacy rule, doing business within the state.

8 (k) “HIPAA privacy rule” means the privacy rule of the
9 administrative simplification subtitle of the health insurance portability
10 and accountability act of 1996 (Pub. L. No. 104-191) contained in 45
11 C.F.R. part 160 and 45 C.F.R. part 164, subparts A and E, as amended from
12 time to time. As used in the act, the following terms shall be defined using
13 the definitions set forth in the HIPAA privacy rule: (a) Designated record
14 set; (b) disclosure; (c) electronic protected health information; (d) health
15 care; (e) health care clearinghouse; (f) health care provider; (g) health
16 information; (h) hybrid entity; (i) individual; (j) individually identifiable
17 health information; (k) protected health information; (l) public health
18 authority; and (m) use.

19 (l) “Incapacitated adult” means a person whose ability to receive and
20 evaluate relevant health care information or to effectively communicate
21 personal health care decisions, or both, notwithstanding the use of assistive
22 technologies or other supports, is impaired such that the person, in the
23 opinion of the health care provider presently providing examination or
24 treatment for the individual, lacks the capacity to reasonably weigh the
25 risks and benefits of the provision of health care or to effectively
26 communicate personal health care decisions. No person who is being
27 treated by prayer in the practice of the religion of any church which
28 teaches reliance on spiritual means alone through prayer for healing shall
29 be determined to be an incapacitated adult under the act for that reason
30 alone.

31 (m) “Interoperability” means the capacity of two or more information
32 systems to exchange information or data in an accurate, effective, secure
33 and consistent manner.

34 (n) “Minor” means any person under age 18 unless: (1) Such person
35 is 16 or older and is, or has been, married; or (2) a court of proper
36 jurisdiction has conferred rights of majority upon such person.

37 (o) “Participation agreement” means a written agreement between a
38 covered entity and an approved HIO concerning the covered entity’s
39 participation in the approved HIO on terms consistent with section 16 of
40 this act.

41 (p) “Personal representative” means the person who has the legal
42 authority to act on behalf of an individual for one of the purposes listed in
43 section 9 of this act.

1 (q) "Secretary" means the secretary of the department of health and
2 environment.

3 (r) "Standard authorization form" means the standard authorization
4 form developed and promulgated by the secretary pursuant to section 6 of
5 this act.

6 (s) "State" means the state of Kansas.

7 (t) "State agency" means the department of health and environment;
8 the Kansas health policy authority; the department of social and
9 rehabilitation services; the department on aging; the department of
10 corrections; the office of the attorney general; the insurance department;
11 those state boards responsible for licensing and disciplining health care
12 providers; other state regulatory bodies; and any county or municipal
13 government or instrumentality thereof, including local boards of health
14 and local health officers, but not including any community mental health
15 center as defined by K.S.A. 75-3307e, and amendments thereto.

16 (u) "State law" means any Kansas statute; regulation promulgated by
17 a state agency; directive, opinion or guidance issued by a state agency;
18 opinion issued by any state or municipal court; or any opinion issued by
19 the attorney general.

20 New Sec. 3. It is the purpose of this act to harmonize state law with
21 the HIPAA privacy rule with respect to individual access to protected
22 health information, proper safeguarding of protected health information,
23 and the use and disclosure of protected health information for purposes of
24 facilitating the development and use of health information technology and
25 health information exchange.

26 New Sec. 4. (a) A covered entity shall provide an individual or such
27 individual's personal representative with access to the individual's
28 protected health information maintained by the covered entity in a
29 designated record set in compliance with 45 C.F.R. 164.524.

30 (b) A covered entity shall implement and maintain appropriate
31 administrative, technical and physical safeguards to protect the privacy of
32 protected health information in a manner consistent with 45 C.F.R.
33 164.530(c).

34 New Sec. 5. (a) No covered entity shall use or disclose protected
35 health information except as follows:

36 (1) Use and disclosure of protected health information consistent with
37 an authorization that satisfies the requirements of 45 C.F.R. 164.508;

38 (2) use and disclosure of protected health information without an
39 authorization as permitted under 45 C.F.R. 164.502, 164.506, 164.508,
40 164.510 and 164.512; or

41 (3) use and disclosure of protected health information as required
42 under 45 C.F.R. 164.502.

43 (b) Notwithstanding the provisions of subsection (a), no covered

1 entity shall disclose an individual's protected health information to a
2 health information organization for any purpose without an authorization
3 that satisfies the requirements of 45 C.F.R. 164.508, unless such covered
4 entity:

5 (1) Is a party to a current participation agreement with an approved
6 HIO at the time the disclosure is made;

7 (2) discloses the individual's protected health information to that
8 approved HIO in a manner consistent with the approved HIO's established
9 procedures;

10 (3) prior to the disclosure, has furnished to the individual, or such
11 individual's personal representative, whose information is to be disclosed
12 to the approved HIO, the notice required under section 16 of this act; and

13 (4) restricts disclosure to the approved HIO of any protected health
14 information concerning the individual that is the subject of a written
15 request delivered to the covered entity by the individual, or such
16 individual's personal representative, for reasonable restrictions on
17 disclosure of all or any specified categories of the individual's protected
18 health information, as defined pursuant to section 16 of this act, following
19 the covered entity's receipt of such written request.

20 (c) Notwithstanding the provisions of subsections (a) and (b), a
21 covered entity that uses or discloses protected health information in
22 compliance with this section shall be immune from any civil or criminal
23 liability or any adverse administrative action arising out of or relating to
24 such use or disclosure.

25 New Sec. 6. (a) No later than six months following the effective date
26 of this act, the secretary shall develop and adopt by rules and regulations a
27 standard authorization form for the use and disclosure of protected health
28 information consistent with the requirements of 45 C.F.R. 164.508.

29 (b) Any person or entity in possession, custody or control of any
30 protected health information which is the subject of a properly completed
31 standard authorization form shall accept such form as valid authorization
32 for the disclosure of such protected health information to the person or
33 entity identified in such standard authorization form. Notwithstanding any
34 other provisions, a person or entity is not precluded from accepting or
35 relying upon any document which satisfies the requirements of 45 C.F.R.
36 164.508, as valid authorization for the use or disclosure of protected health
37 information.

38 New Sec. 7. (a) Notwithstanding any other provision of this act, a
39 covered entity may condition the furnishing of copies of an individual's
40 protected health information in paper or electronic form to the individual,
41 the individual's personal representative, or any other person or entity
42 authorized by law to obtain or reproduce such information, upon the
43 payment of charges to be established and updated by the secretary, except

1 no provider shall condition the furnishing of copies to another provider
2 needed for that provider's treatment of an individual on payment of such
3 fee. This section shall not apply to disclosures by a covered entity to an
4 approved HIO, or by an approved HIO to a covered entity.

5 New Sec. 8. (a) Any provision of state law regarding the
6 confidentiality, privacy, security or privileged status of any protected
7 health information which may be contrary to, inconsistent with or more
8 restrictive than the rules set forth in this act shall be superseded by the
9 rules set forth in this act, except that: (1) Nothing in this act shall limit or
10 restrict the effect and application of the peer review statute, K.S.A. 65-
11 4915, and amendments thereto; the risk management statute, K.S.A. 65-
12 4921, and amendments thereto; or the statutory physician-patient privilege,
13 K.S.A. 60-427, and amendments thereto; and (2) nothing in this act shall
14 supersede the provisions of any state law relating to the confidentiality,
15 privacy, security or privileged status of protected health information in the
16 possession or custody of any state agency.

17 (b) Nothing in this act shall limit or restrict the ability of any state
18 agency to require the disclosure of protected health information by any
19 person or entity pursuant to law.

20 New Sec. 9. It is the purpose of this act to identify the person who
21 qualifies as a personal representative to act on behalf of an individual for
22 any of the following purposes:

23 (1) Consent to treatment and for the provision of health care to an
24 individual by a health care provider;

25 (2) consent for autopsy of a decedent's body or part;

26 (3) disposition of a decedent's remains including burial, cremation or
27 entombment;

28 (4) consent for anatomical gift of decedent's body or part;

29 (5) Informed consent for an individual's participation in a research
30 protocol in accordance with the provisions of 21 C.F.R. 56.101 et seq., and
31 45 C.F.R. 46.101 et seq.;

32 (6) an individual's exercise of individual rights under the HIPAA
33 privacy rule in accordance with 45 C.F.R. 164.520 to 164.528;

34 (7) an individual's authorization for use or disclosure of that
35 individual's protected health information in accordance with 45 C.F.R.
36 164.502 to 164.514;

37 (8) an individual's exercise of individual rights with respect to
38 inclusion of protected health information within an approved HIO in
39 accordance with section 16 of this act; or

40 (9) an individual's exercise of patient rights in accordance with any
41 other state or federal statute or regulation, including, but not limited to, 42
42 C.F.R. 482.13 and 45 C.F.R. 635, but only to the extent such statute or
43 regulation does not otherwise identify a personal representative for such

1 purpose.

2 New Sec. 10. (a) When any person or entity requires a personal
3 representative to act on behalf of an incapacitated adult or deceased
4 individual for one of the purposes listed in section 9 of this act, such
5 person or entity shall first make a reasonable inquiry as to whether a
6 DPOA-HC or a legal guardian has been designated or appointed for such
7 incapacitated adult or deceased individual.

8 (b) If no DPOA-HC or legal guardian has been designated or
9 appointed or such DPOA-HC or legal guardian is incompetent or
10 unavailable at the time, the person or entity requiring a personal
11 representative to act on behalf of an incapacitated adult or deceased
12 individual for one of the purposes listed in section 9 of this act shall make
13 a reasonable inquiry as to the availability of another individual to serve as
14 the personal representative, in the following priority, provided such person
15 is competent and available at the time:

16 (1) The incapacitated adult's or deceased individual's spouse;

17 (2) any adult son or daughter of the incapacitated adult or deceased
18 individual;

19 (3) either parent of the incapacitated adult or deceased individual;

20 (4) any adult brother or sister of the incapacitated adult or deceased
21 individual;

22 (5) any adult grandchild of the incapacitated adult or deceased
23 individual; or

24 (6) a close friend of the incapacitated adult or deceased individual.

25 (c) Where there are multiple personal representatives at the same
26 priority level in the hierarchy, it shall be the responsibility of those
27 personal representatives to make reasonable efforts to reach a consensus as
28 to their decision on behalf of the patient. If two or more personal
29 representatives who are in the same category and have equal priority
30 disagree about the matter at issue, a majority of the available persons in
31 that category shall control, unless, in the case of an incapacitated adult, the
32 minority initiates guardianship proceedings in accordance with K.S.A. 59-
33 3050 et seq., and amendments thereto. No health care provider or other
34 person or entity shall be required to seek appointment of a legal guardian
35 on behalf of an incapacitated adult for any purpose listed in section 9 of
36 this act.

37 (d) In the event a person of a higher priority to an individual's
38 identified personal representative becomes available and is willing to serve
39 as the individual's personal representative for one of the purposes listed in
40 section 9 of this act, the person with higher priority shall be identified as
41 the individual's personal representative. In the event a person in a higher,
42 a lower, or the same priority level, or a health care provider seeks to
43 challenge the priority of an individual's recognized personal

1 representative, the challenging party may initiate guardianship proceedings
2 in accordance with the K.S.A. 59-3030 et seq., and amendments thereto.

3 (e) A personal representative's authority to act on behalf of an
4 incapacitated adult shall extend only so long as the adult is incapacitated.
5 Upon gaining capacity, the individual shall have the sole authority to act
6 for any of the purposes listed in section 9 of this act.

7 New Sec. 11. (a) The person with the authority to consent to the
8 provision of health care to a minor by a health care provider also shall
9 have the authority to act as that minor's personal representative with
10 respect to any other purpose listed in section 9 of this act as it relates to the
11 provision of such health care.

12 (b) If no parent or legal guardian of a minor with authority to consent
13 to the provision of health care by a health care provider to that minor is
14 available by any means, personally, telephonically or electronically or
15 competent to provide such consent, the person or entity requiring a
16 personal representative for a minor for one of the purposes listed in section
17 9 of this act shall make a reasonable inquiry as to the availability of
18 another person to act as the minor's personal representative, in the
19 following priority, provided such person is competent and available at the
20 time:

21 (1) Any person designated in writing by such parent or legal guardian
22 to consent for the provision of health care by a health care provider for the
23 minor;

24 (2) any grandparent of the minor;

25 (3) any adult brother or sister of the minor;

26 (4) any adult aunt or uncle of the minor;

27 (5) any adult cousin of the minor; or

28 (6) any adult close friend of the minor's parent or legal guardian.

29 No person or entity shall seek or rely upon a decision made by a
30 personal representative of a minor with respect to treatment and provision
31 of health care unless such person or entity reasonably determines the delay
32 associated with locating the minor's parent or legal guardian would be
33 detrimental to the health or welfare of such minor.

34 (c) Upon reaching the age of majority and otherwise becoming
35 emancipated, an individual shall gain control over the protected health
36 information, including protected health information relating to the
37 provision of health care to the individual while such individual was a
38 minor. The parent, legal guardian or other person who consented for the
39 provision of health care by a health care provider may not access or
40 otherwise exercise control over such protected health information once the
41 individual reaches the age of majority or otherwise becomes emancipated.

42 (d) Any person who identifies and relies upon a personal
43 representative to act for a minor with respect to one of the purposes listed

1 in section 9 of this act in compliance with this provision shall be immune
2 from any civil or criminal liability or adverse licensure or disciplinary
3 action by a state agency relating to the subject matter of such purpose
4 regardless of any other provision of state law.

5 New Sec. 12. (a) Nothing herein shall amend or repeal the laws
6 related to the Kansas durable power of attorney act for health care
7 decisions, K.S.A. 58-625 et seq., and amendments thereto, the Kansas
8 natural death act, K.S.A. 65-28,101 et seq., and amendments thereto, or the
9 laws related to do-not-resuscitate directives, K.S.A. 65-4941 et seq., and
10 amendments thereto. A personal representative does not have the power to
11 revoke any of the following valid advance directives properly executed by
12 the individual, regardless of the individual's subsequent incapacity:

13 (1) A durable power of attorney for health care decisions; or

14 (2) a Kansas natural death act declaration.

15 (b) Nothing herein shall alter or amend any existing laws related to
16 the necessity of obtaining consent for provision of health care by a health
17 care provider; informed consent for a research protocol; the determination
18 of whether an adult has an impairment or a minor has been emancipated;
19 or the circumstances in which a minor may consent for the provision of
20 health care by a health care provider on such minor's own behalf.

21 New Sec. 13. A health care provider may disclose protected health
22 information without authorization to any state agency for any public health
23 purpose that is permitted or required by law. Nothing in this act shall be
24 construed to limit the use, transfer, or disclosure of protected health
25 information as required or permitted by any other provision of law.

26 New Sec. 14. (a) The corporation shall establish and revise, as
27 appropriate, standards for approval and operation of statewide and regional
28 health information organizations operating in the state as approved HIOs
29 including, but not limited to, the following:

30 (1) Satisfaction of certification standards for health information
31 exchanges promulgated by the federal government;

32 (2) adherence to nationally recognized standards for interoperability;

33 (3) adoption and adherence to rules promulgated by the corporation
34 regarding access to and use and disclosure of protected health information
35 maintained by or on an approved HIO;

36 (4) demonstration of adequate financial resources to sustain continued
37 operations in compliance with the standards;

38 (5) participation in outreach activities for individuals and covered
39 entities;

40 (6) conduct of operations in a transparent manner to promote
41 consumer confidence;

42 (7) implementation of security breach notification procedures; and

43 (8) development of procedures for entering into and enforcing the

1 terms of participation agreements with covered entities which satisfy the
2 requirements established by the corporation pursuant to section 16 of this
3 act.

4 New Sec. 15. (a) The corporation shall establish and implement:

5 (1) A process by which a health information exchange may apply for
6 and receive approval by the corporation by demonstrating compliance with
7 the standards promulgated by the corporation pursuant to section 14 of this
8 act;

9 (2) a process by which an approved HIO shall be re-approved on
10 appropriate intervals by demonstrating continued compliance with the
11 standards promulgated by the corporation pursuant to section 14 of this
12 act; and

13 (3) a process for the investigation of reported concerns and
14 complaints regarding an approved HIO and imposition of appropriate
15 remedial and proactive measures to address any identified deficiencies.

16 New Sec. 16. (a) The corporation shall establish requirements for
17 participation agreements to include the following:

18 (1) Specification of procedures for the covered entity to disclose an
19 individual's protected health information to the approved HIO;

20 (2) specification of procedures for the covered entity to access an
21 individual's protected health information from the approved HIO;

22 (3) specification of the written notice to be provided by the covered
23 entity to any individual, or such individual's personal representative, prior
24 to the covered entity's disclosure of the individual's protected health
25 information to the approved HIO. Such written notice, which may be
26 incorporated into the covered entity's notice of privacy practices required
27 under the HIPAA privacy rule, shall include the following that:

28 (A) The individual's protected health information will be disclosed to
29 the approved HIO to facilitate the provision of health care to the
30 individual;

31 (B) the approved HIO maintains appropriate safeguards to protect the
32 privacy and security of protected health information;

33 (C) only authorized individuals may access protected health
34 information from the approved HIO;

35 (D) the individual, or such individual's personal representative, has
36 the right to request in writing that the covered entity: (i) Not disclose any
37 of the individual's protected health information to the approved HIO; or
38 (ii) not disclose specified categories of the individual's protected health
39 information to the approved HIO;

40 (E) such restrictions may result in a health care provider not having
41 access to information necessary to provide appropriate care for the
42 individual;

43 (F) the covered entity is required to honor a written request delivered

1 to the covered entity by an individual, or such individual's representative,
2 not to disclose any of the individual's protected health information to an
3 approved HIO; and

4 (G) the covered entity is required to honor a written request delivered
5 to the covered entity by an individual, or such individual's representative,
6 for reasonable restrictions on the disclosure of specified categories of the
7 individual's protected health information to an approved HIO.

8 (4) specification of documentation requirements to demonstrate
9 delivery of such notice to an individual, or such individual's personal
10 representative, by or on behalf of the covered entity prior to the covered
11 entity's disclosure of the individual's protected health information to the
12 approved HIO;

13 (5) standards for determining the reasonableness of an individual's
14 written request, or the written request of such individual's personal
15 representative, not to disclose specified categories of the individual's
16 protected health information to the approved HIO based on the covered
17 entity's technological capabilities; and

18 (6) specification of the purposes for which a covered entity may
19 access protected health information through the approved HIO.

20 New Sec. 17. Any health information organization which is not an
21 approved HIO shall not be eligible for any financial support from the state,
22 or assistance or support from the state in securing any other source of
23 funding.

24 New Sec. 18. Notwithstanding any other provision of this act, no use
25 or disclosure of protected health information maintained by or on an
26 approved HIO shall be made except pursuant to rules adopted by the
27 corporation consistent with this act. An approved HIO that uses or
28 discloses protected health information in compliance with such rules shall
29 be immune from any civil or criminal liability or any adverse
30 administrative action arising out of or relating to such use or disclosure.

31 Sec. 19. K.S.A. 16-1602 is hereby amended to read as follows: 16-
32 1602. In this act:

33 (a) "Agreement" means the bargain of the parties in fact, as found in
34 their language or inferred from other circumstances and from rules,
35 regulations; and procedures given the effect of agreements under laws
36 otherwise applicable to a particular transaction.

37 (b) "Automated transaction" means a transaction conducted or
38 performed, in whole or in part, by electronic means or electronic records,
39 in which the acts or records of one or both parties are not reviewed by an
40 individual in the ordinary course in forming a contract, performing under
41 an existing contract or fulfilling an obligation required by the transaction.

42 (c) "Computer program" means a set of statements or instructions to
43 be used directly or indirectly in an information processing system in order

1 to bring about a certain result.

2 (d) "Contract" means the total legal obligation resulting from the
3 parties' agreement as affected by this act and other applicable law.

4 (e) "Digital signature" means a type of electronic signature consisting
5 of a transformation of an electronic message using an asymmetric crypto
6 system such that a person having the initial message and the signer's public
7 key can accurately determine whether:

8 (1) The transformation was created using the private key that
9 corresponds to the signer's public key; and

10 (2) the initial message has not been altered since the transformation
11 was made.

12 (f) "Electronic" means relating to technology having electrical,
13 digital, magnetic, wireless, optical, electromagnetic or similar capabilities.

14 (g) "Electronic agent" means a computer program or an electronic or
15 other automated means used independently to initiate an action or respond
16 to electronic records or performances in whole or in part, without review
17 or action by an individual.

18 (h) "Electronic record" means a record created, generated, sent,
19 communicated, received or stored by electronic means.

20 (i) "Electronic signature" means an electronic sound, symbol or
21 process attached to or logically associated with a record and executed or
22 adopted by a person with the intent to sign the record.

23 (j) "Governmental agency" means an executive, legislative, or
24 judicial agency, department, board, commission, authority, institution or
25 instrumentality of the federal government or of a state or of a county,
26 municipality or other political subdivision of a state.

27 (k) "Information" means data, text, images, sounds, codes, computer
28 programs, software, databases or the like.

29 (l) "Information processing system" means an electronic system for
30 creating, generating, sending, receiving, storing, displaying or processing
31 information.

32 (m) "Message" means a digital representation of information.

33 (n) "Person" means an individual, corporation, business trust, estate,
34 trust, partnership, limited liability company, association, joint venture,
35 governmental agency, public corporation or any other legal or commercial
36 entity.

37 (o) "Record" means information that is inscribed on a tangible
38 medium or that is stored in an electronic or other medium and is
39 retrievable in perceivable form.

40 (p) "Registered certification authority" means a person providing
41 certification of a digital signature who is, or is certified by, a member of
42 the group of certification authorities approved by and registered with the
43 secretary.

1 (q) "Secretary" means the Kansas secretary of state.

2 (r) "Security procedure" means a procedure employed for the purpose
3 of verifying that an electronic signature, record or performance is that of a
4 specific person or for detecting changes or errors in the information in an
5 electronic record. The term includes a procedure that requires the use of
6 algorithms or other codes, identifying words or numbers, encryption,
7 callback or other acknowledgment procedures.

8 (s) "State" means a state of the United States, the District of
9 Columbia, Puerto Rico, the United States Virgin Islands or any territory or
10 insular possession subject to the jurisdiction of the United States.

11 (t) "Transaction" means an action or set of actions occurring between
12 two or more persons relating to the conduct of business, insurance, *health*
13 *care*, commercial or governmental affairs.

14 Sec. 20. K.S.A. 16-1602, 65-1734, 65-4970, 65-4972 and 65-4973
15 and K.S.A. 2010 Supp. 65-3228, 65-4971 and 65-4974 are hereby
16 repealed.

17 Sec. 21. This act shall take effect and be in force from and after its
18 publication in the Kansas register.
19