

SENATE BILL No. 121

By Committee on Public Health and Welfare

2-4

1 AN ACT concerning state institutions; regarding licensure and renewal of
2 licenses; amending K.S.A. 65-429 and repealing the existing section.

3
4 *Be it enacted by the Legislature of the State of Kansas:*

5 Section 1. K.S.A. 65-429 is hereby amended to read as follows: 65-
6 429. Upon receipt of an application for license, the licensing agency shall
7 issue with the approval of the state fire marshal a license provided the
8 applicant and the physical facilities of the medical care facility meet the
9 requirements established under this act. A license, unless suspended or
10 revoked, shall be renewable annually without charge upon the filing by the
11 licensee, and approval by the licensing agency, of an annual report upon
12 such uniform dates and containing such information in such form as the
13 licensing agency prescribes by rules and regulations. A medical care
14 facility which has been licensed by the licensing agency and which has
15 received certification for participation in federal reimbursement programs
16 and which has been accredited by the joint commission ~~on accreditation of~~
17 ~~health care organizations or~~, the American osteopathic association *or DNV*
18 *healthcare* may be granted a license renewal based on such certification
19 and accreditation. The cost of administration of the medical care facilities
20 licensure and risk management program provisions of this act pursuant to
21 K.S.A. 65-433 and 65-4921et seq., and amendments thereto, shall be
22 funded by an annual assessment from the health care stabilization fund,
23 which assessment shall not exceed \$200,000 in any one fiscal year. The
24 licensing agency shall make an annual report to the health care
25 stabilization fund regarding the use of these funds. Each license shall be
26 issued only for the premises and persons or governmental units named in
27 the application and shall not be transferable or assignable except with the
28 written approval of the licensing agency. *Except for Osawatamie state*
29 *hospital and rainbow mental health facility*, a separate license is ~~not~~
30 required for two separate establishments—~~which unless those~~
31 ~~establishments~~ are located in the same or contiguous counties, ~~which~~
32 provide the services required by K.S.A. 65-431, and amendments thereto,
33 and ~~which~~ are organized under a single owner or governing board with a
34 single designated administrator and medical staff. Licenses shall be posted
35 in a conspicuous place on the licensed premises.

36 Sec. 2. K.S.A. 65-429 is hereby repealed.

1 Sec. 3. This act shall take effect and be in force from and after its
2 publication in the statute book.