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LEGISLATURE of THE STATE of KANSAS  
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300 SW TENTH AVENUE ▪ SUITE 24-E ▪ TOPEKA, KS 66612 ▪ (785) 296-2321

**COMPARISON OF HOUSE BILL 2048 AND SENATE BILL 14 – ENACTING THE  
GOVERNMENTAL RESPONSE TO THE COVID-19 PANDEMIC IN KANSAS**

This memorandum provides a brief comparison of current law and two similar bills introduced in the 2021 Session, House Bill 2048 and Senate Bill 14.

Current Law	House Bill 2048	Senate Bill 14
<p><u>K.S.A. 2020 Supp. 41-2653</u> Alcoholic liquor</p> <p>Subsection (b) authorizes the temporary sale of alcoholic liquor for consumption off of certain licensed premises until January 26, 2021.</p>	<p><u>Section 1. K.S.A. 2020 Supp. 41-2653</u></p> <p>Extends this provision until <b>June 1, 2021.</b></p>	<p><u>Section 1. K.S.A. 2020 Supp. 41-2653</u></p> <p>Extends this provision until <b>March 31, 2021.</b></p>
<p><u>K.S.A. 2020 Supp. 44-705</u> Employment security law (unemployment)</p> <p>Subsection (d)(2)(A)(ii) suspends the waiting week requirement for new claims filed on or after April 5, 2020, through December 26, 2020.</p>	<p><u>Sec. 2. K.S.A. 2020 Supp. 44-705</u></p> <p>Extends the suspension for claims filed through <b>March 14, 2021.</b></p>	<p>Not amended</p>
<p><u>K.S.A. 2020 Supp. 48-924</u> Kansas Emergency Management Act (KEMA) – power to declare a state of disaster emergency.</p> <p>Subsection (b)(5) provides that the state of disaster emergency related to the COVID-19 health emergency may only be extended past September 15, 2020, if the Governor applies to the State Finance Council for an extension for specified periods not to exceed 30 days each while the Legislature is not in session, and no such extension shall continue past January 26, 2021.</p>	<p><u>Sec. 3. K.S.A. 2020 Supp. 48-924</u></p> <p>Extends this provision until <b>June 1, 2021.</b></p> <p>Also authorizes the Governor to apply to the State Finance Council for an extension when the legislature is not in session <b>or is adjourned during session for three or more days.</b></p>	<p><u>Sec. 2. K.S.A. 2020 Supp. 48-924</u></p> <p>Extends this provision until <b>March 31, 2021.</b></p> <p>Same</p>

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<p><u>K.S.A. 2020 Supp. 48-924b</u> KEMA</p> <p>Ratifies and continues the state of disaster emergency declared by the Governor by proclamation from March 12, 2020, through September 15, 2020. The state of disaster emergency was subsequently extended and continued in existence by the State Finance Council until January 26, 2021.</p> <p>Requires the Governor to receive approval from the State Finance Council for any new state of disaster emergency related to the COVID-19 health emergency during 2020.</p>	<p><u>Sec. 4. K.S.A. 2020 Supp. 48-924b</u></p> <p>Ratifies and continues the state of disaster emergency through <b>March 5, 2021</b>.</p> <p>Continues the provision requiring the Governor to receive approval from the State Finance Council for any new state of disaster emergency related to the COVID-19 health emergency during <b>2021</b>.</p>	<p><u>Sec. 3. K.S.A. 2020 Supp. 48-924b</u></p> <p>Ratifies and continues the state of disaster emergency through <b>March 31, 2021</b>.</p> <p>Same</p>
<p><u>K.S.A. 2020 Supp. 48-925</u> KEMA - limitations and restrictions on powers of the Governor and executive officers</p> <p>The Governor may issue orders pursuant to this section, but within 24 hours of the issuance of any such order, shall call a meeting of the State Finance Council to review such order.</p> <p>The Governor shall not have the power or authority to temporarily or permanently seize, or authorize seizure of, any ammunition or to suspend or limit the sale, dispensing or transportation of firearms or ammunition.</p> <p>The Governor shall not have the power or authority to alter or modify any provisions of the election laws of the state, including method or timing.</p> <p>Counties may adopt orders relating to public health that are less stringent than statewide executive orders.</p>	<p><u>Sec. 5. K.S.A. 2019 Supp. 48-925, as amended by section 34 of chapter 1 of the 2020 Special Session Laws of Kansas</u></p> <p>The changes enacted in the 2020 Special Session are repealed on January 26, 2021, by chapter 1 of the 2020 Special Session Laws of Kansas, but the bill extends these provisions until <b>June 1, 2021</b>.</p> <p><u>Sec. 6. K.S.A. 2019 Supp. 48-925, as amended by section 34 of chapter 1 of the 2020 Special Session Laws of Kansas, as amended by section 5 of this act</u></p> <p>Amends the same section of law on <b>June 1, 2021</b>, to restore the law in K.S.A. 48-925 to what it was prior to the changes enacted in the 2020 Special Session.</p>	<p><u>Sec. 4. K.S.A. 2019 Supp. 48-925, as amended by section 34 of chapter 1 of the 2020 Special Session Laws of Kansas</u></p> <p>Extends these provisions until <b>March 31, 2021</b>.</p> <p><u>Sec. 5. K.S.A. 2019 Supp. 48-925, as amended by section 34 of chapter 1 of the 2020 Special Session Laws of Kansas, as amended by section 4 of this act</u></p> <p>Same on <b>March 31, 2021</b>.</p>

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<p><u>K.S.A. 2020 Supp. 48-925a</u> KEMA - limitations on closure or cessation of any business or commercial activity</p> <p>The Governor may order the closure or cessation of any business or commercial activity for 15 days, subject to additional extensions by the State Finance Council for specified periods not to exceed 30 days each.</p> <p>Expires on January 26, 2021.</p>	<p><u>Sec. 7. K.S.A. 2020 Supp. 48-925a</u></p> <p>The bill amends the section to provide that <b>during any state of disaster emergency related to the COVID-19 public health emergency, the Governor may not issue an order that substantially burdens or inhibits the gathering or movement of individuals or operation of any religious, civic, business or commercial activity, whether for-profit or not-for-profit.</b></p> <p>Expires on <b>June 1, 2021.</b></p>	<p><u>Sec. 6. K.S.A. 2020 Supp. 48-925a</u></p> <p>Same</p> <p>Expires on <b>March 31, 2021</b></p>
<p><u>K.S.A. 2020 Supp. 48-963</u> Telemedicine</p> <p>Authorizes the expanded use of telemedicine in response to the COVID-19 public health emergency until January 26, 2021.</p>	<p><u>Sec. 8. K.S.A. 2020 Supp. 48-963</u></p> <p>Extends this provision until <b>December 31, 2021.</b></p>	<p><u>Sec. 7. K.S.A. 2020 Supp. 48-963</u></p> <p>Extends this provision until <b>March 31, 2021.</b></p>
<p><u>K.S.A. 2020 Supp. 48-965</u> State board of healing arts, temporary emergency licenses</p> <p>Authorizes certain temporary emergency licenses in response to the COVID-19 public health emergency until January 26, 2021.</p>	<p><u>Sec. 9. K.S.A. 2020 Supp. 48-965</u></p> <p>Extends this provision until <b>December 31, 2021.</b></p>	<p><u>Sec. 8. K.S.A. 2020 Supp. 48-965</u></p> <p>Extends this provision until <b>March 31, 2021.</b></p>
<p><u>K.S.A. 2020 Supp. 48-966</u> Certain healthcare service providers, including physician assistants, advanced practice registered nurses, and registered nurse anesthetists, may provide services without direction and supervision normally required. Certain healthcare service providers, including licensed practical nurses, pharmacists, and certain students, may provide certain additional services. Expires on January 26, 2021.</p>	<p><u>Sec. 10. K.S.A. 2020 Supp. 48-966</u></p> <p>Extends this provision until <b>December 31, 2021.</b></p>	<p><u>Sec. 9. K.S.A. 2020 Supp. 48-966</u></p> <p>Extends this provision until <b>March 31, 2021.</b></p>

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<p><u>K.S.A. 2020 Supp. 60-5504</u> COVID-19 response and reopening for business liability protection act</p> <p>A person, or an agent of such person, conducting business in this state shall be immune from liability in a civil action for a COVID-19 claim if such person was acting pursuant to and in substantial compliance with public health directives applicable to the activity giving rise to the cause of action when the cause of action accrued.</p> <p>Expires on January 26, 2021.</p>	<p><u>Sec. 11. K.S.A. 2020 Supp. 60-5504</u></p> <p>Extends this provision until <b>December 31, 2021.</b></p>	<p><u>Sec. 10. K.S.A. 2020 Supp. 60-5504</u></p> <p>Extends this provision until <b>March 31, 2021.</b></p>
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