

5
6 **HOUSE BILL No. 2229**

7
8 By Committee on Health and Human Services

9
10 1-31

11
12 AN ACT enacting the Kansas senior caregiving initiative; establishing a
13 program to improve the quality of long-term care services; authorizing
14 grants for and evaluations of new models of long-term care; concerning
15 nursing facility reimbursement and enhanced employee training; es-
16 tablishing a prevention program for the improvement of the quality of
17 long-term care services; providing for an advisory council.

18
19 *Be it enacted by the Legislature of the State of Kansas:*

20 Section 1. (a) This act shall be known and may be cited as the “Kan-
21 sas senior caregiving initiative.”

22 (b) ~~The~~ **Within the limits of appropriations therefor, the** state,
23 in partnership with private providers of long-term care services, shall in-
24 itiate a comprehensive and sustainable program that provides:

25 (1) A process for quantifiable and continual improvement in the qual-
26 ity of long-term care and services;

27 (2) support and training for the workers who provide long-term care
28 and services; and

29 (3) fiscally prudent funding to prepare for the anticipated increase in
30 the number of older Kansans that will need long-term care services in
31 the years ahead.

32 (c) ~~The~~ **Within the limits of appropriations therefor, the** secre-
33 tary of aging shall establish and competitively award grants to nursing
34 facilities to implement and evaluate new models of care that alter the
35 organizational culture of nursing facilities to provide sustainable improve-
36 ment in the quality of long-term care and services or that reduce em-
37 ployee turnover, or both. Where necessary, the secretary shall apply for
38 and aggressively seek federal waivers to permit the implementation and
39 evaluation of any new models of care that nursing facilities propose
40 through the grant process.

41 (d) The secretary of human resources shall evaluate the current ed-
42 ucation and training systems and methods utilized in Kansas for workers
43 that provide long-term care and services for nursing facilities and shall

1 identify and recommend any changes to the current system that will result
2 in improved recruitment and retention of long-term care employees. The
3 secretary shall report this information and any recommendations to the
4 long-term care services task force on or before November 1, 2001.

5 (e) ~~The~~ **Within the limits of appropriations therefor, the** secre-
6 tary of aging shall modify the current medicaid nursing facility reimburse-
7 ment mechanism to permit nursing facilities to report expenditures relat-
8 ed to increased frontline staff wages and benefits midway through the
9 annual cost reporting cycle and to receive a midyear rate adjustment
10 based on these expenditures. ~~Any minimum occupancy requirement ap-~~
11 ~~plied to nursing facility costs shall include only those costs that are fixed~~
12 ~~and unalterable regardless of resident census.~~ **Authorized Within the**
13 **limits of appropriations therefor, authorized expenditures not oth-**
14 **erwise accounted for in the reimbursement rate of the facility, not**
15 **under the control of the facility and required by the state of Kansas**
16 **or federal mandates shall be reimbursed by the state as a direct-**
17 **cost pass-through.**

18 (f) ~~The~~ **Within the limits of appropriations therefor, the** secre-
19 tary of aging shall establish and implement a program that provides grants,
20 on a competitive basis, to community colleges, universities, area voca-
21 tional-technical colleges and not-for-profit educational organizations to
22 provide comprehensive, on-site training of long-term care employees that
23 provide direct resident care. The secretary shall establish goals and min-
24 imal requirements that must be met by the institution or organization
25 that provides on-site training under this subsection. The secretary shall
26 further develop a system to objectively evaluate the effectiveness of the
27 on-site training program and make recommendations to the legislature
28 regarding the effectiveness, funding and continuation of the grants and
29 training program.

30 (g) ~~There~~ **Within the limits of appropriations therefor, there is**
31 hereby established within the department on aging a prevention program
32 designed to lend regulatory and best care practices expertise to nursing
33 facilities and providers of long-term care and services in order to improve
34 the quality of care provided to residents of nursing facilities and other
35 providers of long-term care. The program shall be overseen by an advisory
36 council appointed by the secretary of aging. The program shall be de-
37 signed to provide advice and direction to nursing facilities and providers
38 of long-term care and services in regard to the provision of resident care,
39 appropriate situational responses and regulatory requirements.

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