

Approved 1-31-85
Date sh

MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE

The meeting was called to order by Marvin L. Littlejohn at
Chairperson

1:30 a.m./p.m. on January 28, 1985 in room 423-S of the Capitol.

All members were present except:

Committee staff present:

Emalene Corrlee, Research
Bill Wolff, Research
Norm Furse, Revisor
Sue Hill, Secy. to Committee

Conferees appearing before the committee:

Barbara Sabol, Secy. of Department of Health and Environment (H. & E.)
Sylvia Hougland, Secy. of Department on Aging. (KDOA)

Visitor's register, (see Attachment No. 1.)

Chairman called meeting to order and introduced Secy Sabol who addressed committee in regard to bill requests that Department of Health and Environment and Dept. of Social Rehabilitation Services have worked jointly on the language necessary of these bills. They are: An act relating to boarding homes for children & family day care homes, amending K.S.A. 1984-Supp. 65-516, & repealing the existing section;--Relating to maternity hospitals or homes and homes for children, amending K.S.A. 65-501;--Relating to licensing or regulation of maternity hospitals or homes or homes for children, requiring certain information to be confidential.

She explained these bill requests, after which Rep. Williams moved that these bills be introduced, motion seconded by Rep. Hassler, motion carried.

Chair introduced Emalene Correll or research who gave a briefing on Proposal #41, HB 2018. This was a very comprehensive briefing, and questions by committee followed her remarks. There is a fiscal note that was made available to Chairman just prior to meeting this date. Ms. Correll made reference to this fiscal note, and Chair said it would be available for all committee members before meeting tomorrow. There was much discussion on the "definition" of physical and mentally handicapped.

Norm Furse, revisor then explained HB 2018 in detail to committee. He noted that language in regard to "physically" has been stricken from "physically handicapped", and the word "handicapped" now stands. He referred to clean up language, and on page 4 of the bill gets into the definition of the word handicapped. This was an in-depth briefing of the bill, section by section. Many questions from committee followed Mr. Furse's briefing.

Sylvia Hougland, Secy. of Department on Aging was then introduced to committee. She distributed information to committee, see (Attachment No. 2, and 3) for details. She cited priorities, general policy concerns, i.e., statistics of non-institutional elderly abuse. She commented on the KDOA budget, Legislative directions, i.e., 24 hour care, fines and penalties for non-reporting of abuse of elderly, long term care Commission, age rating of Medicare Insurance, etc. Further, gave some up-date on the congregate meals, and meals on wheels programs, i.e., costs going down over recent months, etc.

Chair then asked committee their wishes in regard to the request for a bill to be introduced to establish a Long Term Care Commission that would be a 15 member body. Secy. Hougland answered more questions about the establishment of this commission, i.e., costs, objectives, etc.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE,
room 423-S, Statehouse, at 1:30 4/11 p.m. on January 28, 1985

(See Attachment No. 4.) for details on establishing of this Long Term Care Commission.

Rep. Blumenthal moved that the committee introduce this bill, seconded by Rep. Hassler, discussion held.

Rep. Friedeman made a substitute motion that the language of the bill be put into proper form and drafted before committee goes any further with it. Motion seconded by Rep. Buehler. vote taken, division requested, show of hands indicated eight, (8), for, and eight (8) against, chair voted against, substitute motion failed.

Chair directed committee back to original motion of Rep. Blumenthal and Rep. Hassler, vote taken, motion carried.

Chair then spoke to information packets that are available to committee members who requested the Study of Hospitals in First Congressional District of Kansas, and another packet put together by Kansas Hospital Association on the "Swing-Bed Concept".

Meeting adjourned at 3:05.

Date: 1-28-85

GUEST REGISTER

HOUSE

PUBLIC HEALTH AND WELFARE

NAME	ORGANIZATION	ADDRESS
Dick Hummel	KANSAS HEALTH CARE ASSN	TOPEKA
Marilyn Briadt	KINH	Lawrence
Ken Schatermeyer	KS Pharmacists Assoc	Topoka
Dr Lois R. Scibetta	KS ST Bd of Nursing	"
Lenelle King	K State Nurses Assn	850 Doug Galt Blvd
Barbara Szabol	K D H + E	Forbes Field - Topoka
Charles V. Hamm	Kan Dept of H + E	"
Harold C. Pitts	TARTA	Topoka
Elizabeth Carlson	Bd of Healing arts	Topoka

Attn #1.
1-28-85

KANSAS DEPARTMENT ON AGING
Presented to
Public Health and Welfare Committee

*Attn # 3
1-28-85*

- I. KDOA Organization and Mission
- II. KDOA Programs and Services
 - A. In-Home Meals
 - B. Congregate and Home Delivered Meals Program
 - C. Social Services (attached list)
 - D. Case Management Projects
 - E. Long Term Care Ombudsman Program
 - F. Employment Programs
 - G. State Advisory Council on Aging
 - H. Special Projects
 - 1. Operation WINTER-WATCH
 - 2. Health Promotion for Elderly
 - 3. Kansas Medical Society - Medicare and Information Program
 - 4. Medicare Assignment Project
 - 5. Alzheimer's Disease Community Care Program
 - 6. Silver Haired Legislature
 - 7. Minority Task Force
 - 8. ASK Hot Line and Information
 - I. Federal Initiatives (New Assignments/KDOA)
- III. Budget
 - A. 1986 Recommendation
 - B. Nutrition
 - 1. Service Levels
 - 2. Cost
 - 3. Productivity
 - C. In-Home Meals Demand
 - D. Employment Program
- IV. Legislative Directions
 - A. Non-Institutional Elderly Abuse
 - B. 24-Hour Care
 - C. Fines and Penalties for Non-Reporting of Abuse
 - D. Alzheimer's and Related Diseases
 - E. Long Term Care Commission
 - F. Age Rating of Medicare Insurance
- V. Policy Issues
- VI. Aging Organizations Legislative Priorities List

*Attn # 2
1-28-85*

COMPARISON OF FY-1981, FY-1982, FY-1983, AND FY-1984 ACTUAL
 TO
 FY-1985 PLANNED AND FY-1986 ESTIMATED
 COST PER MEAL AND TOTAL COST

	<u>FY-1981 ACTUAL</u>	<u>FY-1982 ACTUAL</u>	<u>FY-1983 ACTUAL</u>	<u>FY-1984 ACTUAL</u>	<u>FY-1985 PLANNED</u>	<u>FY-1986 ESTIMATED</u>
COST PER MEAL:						
Cash Only	\$ 2.98	\$ 2.75	\$2.735	\$2.733	\$2.757	\$ 2.900
NUMBER OF MEALS PURCHASED	2,879,935	2,806,489	3,124,575	3,399,742	3,520,398	3,520,398

TOTAL NUMBER OF PERSONS SERVED - FY-1984:

Congregate	48,365
Home Delivered	10,533

KANSAS DEPARTMENT ON AGING
 NUTRITION PARTICIPANT CHARACTERISTICS
 1985 SURVEY
 TOTAL SERVED 1984 - 59,112

	<u>Congregate</u> <u>III-C(1)</u>	<u>Home-Delivered</u> <u>III-C(2)</u>
<u>Sex</u>		
Male	36%	28%
Female	64%	72%
<u>Live With</u>		
Spouse	36%	26%
Relative	4%	8%
Alone	59%	65%
Other	1%	1%
<u>Age</u>		
Below Age 60	2%	3%
60-75	47%	29%
Over 75	51%	68%
<u>Income</u>		
<u>Single</u>		
Below Poverty (\$415/mo. or less)	37%	44%
Poverty-125% Poverty (\$416-519/mo.)	26%	23%
125%-SSBG (\$520-\$678/mo)	19%	20%
Over \$678/mo.	18%	13%
<u>Couple</u>		
Below Poverty (\$520/mo. or less)	16%	29%
Poverty-125% Poverty (\$561-\$700/mo.)	19%	25%
125%-SSBG (\$710-\$901/mo.)	24%	28%
Over \$901/mo.	41%	18%

Percentages computed for each question based upon the number of actual responses. A total of 8,910 persons completed the questionnaire, 6,482 congregare participants and 2,428 home-delivered participants.

Those areas not reporting survey results are Northwest Kansas, Linn County, and North Central/Flint Hills.

KANSAS IN-HOME NUTRITION
PARTICIPANT CHARACTERISTICS
STATE FISCAL YEARS 1983 and 1984

	<u>1983</u>		<u>1984</u>	
	<u>No.</u>	<u>%</u>	<u>No.</u>	<u>%</u>
Total Persons Served	984	N/A	1,084	N/A
Total Persons Served Age 75 or Over	661	67%	716	67%

INCOME STATUS OF PERSONS SERVED

- Less than 75% Poverty Level	262	27%	265	24%
- At or Below Poverty Level	556	57%	643	59%
- At or Below 125% of Poverty	740	75%	900	83%
- Above 125% of Poverty (to SSBG)	244	25%	184	17%

RACE/ETHNICITY CHARACTERISTICS OF PERSONS SERVED

American/Indian Alaskan Native	1	.1%	2	.1%
Asian or Pacific Islander	0		0	
Black (Not Hispanic)	109	11%	124	11%
Hispanic	20	2%	22	2%
White (Not Hispanic)	854	87%	936	87%

KANSAS IN-HOME NUTRITION
STATEWIDE SUMMARY
FISCAL YEARS 1983-1984

	<u>1983</u>	<u>1984</u>
Number of Persons Served	984	1,084
Persons Served Age 75 and Over	661	716
Total Meals Served	149,815	176,272
Cost Per Meal	\$2.36	\$2.14

KINDS OF SERVICES FUNDED BY TITLE III-B FUNDS

Advocacy	Legal
Assessment/Screening	Newspaper/Newsletter
Case Management	Outreach
Chore/Handyman	Personal Care
Companion Sitter	Physical Fitness
Coordination	Program Development
Counseling	Radio Reader
Education/Training	Recreation
Escort	Repairs/Renovation
Guardianship	Resident Care Representative
Health Clinics	Senior Center Facilities
Health Screening	Senior Olympics
Home Health	Shopping Assistance
Homemaker	Transportation
Hospice	Visitation
Information/Referral	Wellness

FEDERAL INITIATIVES

1. Program and Financial Management
 - A. Increased Program Income
 - B. Financial Management
 - C. Performance Based Contracting
 - D. Audit Resolution
2. Nutrition Services Productivity Improvement
3. Minority Participation
4. Employment Initiative
5. Housing Initiative
6. Private Sector/Indirect Services
7. Intergenerational Initiative
8. Community Based Long Term Care
9. Uniform Telephone Listings
10. Health Promotion for the Elderly
11. Private Sector Employment
12. Development of Family Support Groups for Families of Older Persons with Alzheimer's Disease
13. Energy and Aging Consortium - Building Partnerships for Local Initiatives

OLDER KANSANS EMPLOYMENT PROGRAMS
 FY-84 PLACEMENTS (July 1, 1983 - June 30, 1984)

PLACEMENT INFORMATION

	<u>IN-HOME</u>	<u>INDUSTRY</u>	<u>TOTAL</u>
A. Number of Persons Placed	450	454	904
1. Age of Persons Placed			
a. 55-64	248	358	606
b. 65-69	123	64	187
c. 70-74	69	25	94
d. 75+	10	7	17
2. Age of Oldest Person Placed - - 77			
3. Age of Youngest Person Placed - 55			
4. Sex of Persons Placed			
a. Female	319	242	561
b. Male	131	212	343
B. Pre-Placement Income			
a. Less than \$390/Mo.	237	169	406
b. \$390 - \$487/Mo.	76	60	136
c. \$488 - \$637/Mo.	65	61	126
d. \$638+/Mo.	72	164	236
C. Number of Persons Placed in Temporary Positions			
1. Part-Time Positions (Less than 34 hours/week)	479	75	554
2. Full-Time Positions (32 or more hours/week)	115	36	151
D. Number of Persons Placed in Permanent Positions			
1. Part-Time Positions (Less than 32 hours/week)	0	187	187
2. Full-Time Positions (32 or more hours/week)	0	158	158
			<u>1,050</u>

Counties Served: Sedgwick, Harvey, Butler, Cowley, Sumner, Riley, Clay, Dickinson, Geary, Pottawatomie, Wabaunsee, Crawford, and Neosho.

KINDS OF SERVICES FUNDED BY TITLE III-B FUNDS

Advocacy	Legal
Assessment/Screening	Newspaper/Newsletter
Case Management	Outreach
Chore/Handyman	Personal Care
Companion Sitter	Physical Fitness
Coordination	Program Development
Counseling	Radio Reader
Education/Training	Recreation
Escort	Repairs/Renovation
Guardianship	Resident Care Representative
Health Clinics	Senior Center Facilities
Health Screening	Senior Olympics
Home Health	Shopping Assistance
Homemaker	Transportation
Hospice	Visitation
Information/Referral	Wellness

FEDERAL INITIATIVES

1. Program and Financial Management
 - A. Increased Program Income
 - B. Financial Management
 - C. Performance Based Contracting
 - D. Audit Resolution
2. Nutrition Services Productivity Improvement
3. Minority Participation
4. Employment Initiative
5. Housing Initiative
6. Private Sector/Indirect Services
7. Intergenerational Initiative
8. Community Based Long Term Care
9. Uniform Telephone Listings
10. Health Promotion for the Elderly
11. Private Sector Employment
12. Development of Family Support Groups for Families of Older Persons with Alzheimer's Disease
13. Energy and Aging Consortium - Building Partnerships for Local Initiatives

OLDER KANSANS EMPLOYMENT PROGRAMS
 FY-84 PLACEMENTS (July 1, 1983 - June 30, 1984)

PLACEMENT INFORMATION

	<u>IN-HOME</u>	<u>INDUSTRY</u>	<u>TOTAL</u>
A. Number of Persons Placed	450	454	904
1. Age of Persons Placed			
a. 55-64	248	358	606
b. 65-69	123	64	187
c. 70-74	69	25	94
d. 75+	10	7	17
2. Age of Oldest Person Placed - - 77			
3. Age of Youngest Person Placed - 55			
4. Sex of Persons Placed			
a. Female	319	242	561
b. Male	131	212	343
B. Pre-Placement Income			
a. Less than \$390/Mo.	237	169	406
b. \$390 - \$487/Mo.	76	60	136
c. \$488 - \$637/Mo.	65	61	126
d. \$638+/Mo.	72	164	236
C. Number of Persons Placed in Temporary Positions			
1. Part-Time Positions (Less than 34 hours/week)	479	75	554
2. Full-Time Positions (32 or more hours/week)	115	36	151
D. Number of Persons Placed in Permanent Positions			
1. Part-Time Positions (Less than 32 hours/week)	0	187	187
2. Full-Time Positions (32 or more hours/week)	0	158	158
			<u>1,050</u>

Counties Served: Sedgwick, Harvey, Butler, Cowley, Sumner, Riley, Clay, Dickinson, Geary, Pottawatomie, Wabaunsee, Crawford, and Neosho.

LOCAL RESOURCES

For Local Use

(Not Available to State Department)

Sixty-eight counties had mill levies for aging services as of November, 1984. Under current legislation a levy of up to one mill is possible. Estimated funds generated: \$4.3 million.

In 1983, sixty-three counties had mill levies collecting \$4.56 million.

KANSAS COUNTIES WITH A COUNTY MILL LEVY

FOR AGING SERVICES JANUARY 1984

	ASSESSED VALUATION	AGING SERVICES MILL LEVY	AMOUNT TO BE GENERATED
PSA 01			
WYANDOTTE	\$368,935,543	1.001	\$369,304.48
LEAVENWORTH	\$105,564,720	.500	\$52,782.36
SUM PSA 01			\$422,086.84
PSA 02			\$.00
BUTLER	\$201,998,375	.642	\$129,682.96
HARVEY	\$11,455,931	.420	\$4,811.49
SEDGWICK	\$1,288,387,046	.700	\$901,870.93
PSA 02 TOTAL			\$1,036,365.38
PSA 03			\$.00
CHEYENNE	\$25,735,154		\$.00
DECATUR	\$33,145,012		\$.00
ELLIS	\$178,115,189		\$.00
GOVE	\$38,471,175		\$.00
GRAHAM	\$55,178,093		\$.00
LOGAN	\$30,354,362		\$.00
NORTON	\$30,011,076	1.000	\$30,011.08
OSBORNE	\$34,295,027		\$.00
PHILLIPS	\$52,559,131		\$.00
RAWLINS	\$30,358,391	.250	\$7,589.60
ROOKS	\$98,154,500	.390	\$38,280.26
RUSSELL	\$101,100,144		\$.00
SHERIDAN	\$27,010,964		\$.00
SHERMAN	\$40,563,661	.950	\$38,535.48
SMITH	\$29,128,708		\$.00
THOMAS	\$53,820,251	.950	\$51,129.24
TREGO	\$57,522,061		\$.00
WALLACE	\$20,243,883	.120	\$2,429.27
PSA 03 TOTAL			\$167,974.91
PSA 04			
DOUGLAS	\$193,228,651	.907	\$175,258.39
JEFFERSON	\$40,926,418	.010	\$409.26
SHAWNEE	\$456,230,203	.727	\$331,679.36
PSA 04 TOTAL			\$507,347.01

	ASSESSED VALUATION	MILL LEVY	AMOUNT TO GENERATE
PSA 05			
ALLEN	\$58,171,179	.200	\$11,634.24
BOURBON	\$47,951,153	1.046	\$50,156.91
CHEROKEE	\$55,755,848	.330	\$18,399.43
CRAWFORD	\$78,742,772	1.028	\$80,947.57
LABETTE	\$68,978,505		\$.00
MONTGOMERY	\$104,982,971	.520	\$54,591.14
NEOSHO	\$65,800,390	.500	\$32,900.20
WILSON	\$46,248,343	.500	\$23,124.17
WOODSON	\$34,456,839	.910	\$31,355.72
PSA 05 TOTAL			\$303,109.38

PSA 06			
BARBER	\$69,200,963	1.166	\$80,688.32
BARTON	\$213,323,443		\$.00
CLARK	\$56,986,586		\$.00
COMMANCHE	\$44,109,929		\$.00
EDWARDS	\$49,249,620		\$.00
FINNEY	\$283,570,819	.640	\$181,485.32
FORD	\$122,093,662		\$.00
GRANT	\$175,169,680		\$.00
GRAY	\$46,847,928		\$.00
GREELEY	\$38,063,711	.500	\$19,031.86
HAMILTON	\$40,111,773	.370	\$14,841.36
HASKELL	\$93,280,859		\$.00
HODGEMAN	\$40,823,427	.290	\$11,838.79
KEARNY	\$162,348,777	.240	\$38,963.71
KIOWA	\$69,392,006		\$.00
LANE	\$39,450,906		\$.00
MEADE	\$80,615,232		\$.00
MORTON	\$123,690,655	.130	\$16,079.79
NESS	\$68,637,229	.910	\$62,459.88
PAWNEE	\$54,558,035		\$.00
PRATT	\$90,492,819		\$.00
RUSH	\$43,421,337		\$.00
SCOTT	\$37,350,207		\$.00
SEWARD	\$127,539,706	1.000	\$127,539.71
STAFFORD	\$70,967,528		\$.00
STANTON	\$60,435,329		\$.00
STEVENS	\$212,679,654		\$.00
WICHITA	\$31,305,455	.500	\$15,652.73
PSA 06 TOTAL			\$568,581.46

PSA 07			
ANDERSON	\$39,901,931		\$.00
COFFEY	\$275,356,681		\$.00
FRANKLIN	\$63,985,667	.510	\$32,632.69
LINN	\$116,492,050		\$.00
MIAMI	\$70,458,512	.640	\$45,093.45
OSAGE	\$47,250,196	.820	\$38,745.16
PSA 07 TOTAL			\$116,471.30

	ASSESSED VALUATION	MILL LEVY	AMOUNT TO GENERATE
PSA 08			
CHASE	\$27,925,556	.500	\$13,962.78
CLAY	\$38,647,132	.950	\$36,714.78
CLOUD	\$50,502,176	1.000	\$50,502.18
DICKINSON	\$70,251,974	.730	\$51,283.94
ELLSWORTH	\$60,107,954	.380	\$22,841.02
GEARY	\$57,304,248	.510	\$29,225.17
JEWELL	\$28,190,617		\$.00
LINCOLN	\$28,956,291		\$.00
LYON	\$109,591,271	.450	\$49,316.07
MARION	\$65,260,526	.350	\$22,841.18
MITCHELL	\$35,734,980	.500	\$17,867.49
MORRIS	\$33,996,661	.530	\$18,018.23
OTTAWA	\$37,194,877	1.000	\$37,194.88
POTTAWATOMIE	\$231,383,017		\$.00
REPUBLIC	\$37,641,138		\$.00
RILEY	\$113,640,376	1.000	\$113,640.38
SALINE	\$156,942,339	.928	\$145,642.49
WABAUNSEE	\$31,208,453	.620	\$19,349.24
PSA 08 TOTAL			\$628,399.82

PSA 09			
ATCHISON	\$46,566,459	1.050	\$48,894.78
BROWN	\$44,669,694	.810	\$36,182.45
DONIPHAN	\$28,995,623	1.100	\$31,895.19
JACKSON	\$31,384,075	.920	\$28,873.35
MARSHALL	\$50,152,168	.690	\$34,605.00
NEMAHA	\$48,359,585		\$.00
WASHINGTON	\$45,505,924		\$.00
PSA 09 TOTAL			\$180,450.76

PSA 10			
CHAUTAUQUA	\$25,229,459	1.000	\$25,229.46
COWLEY	\$144,684,414	.740	\$107,066.47
ELK	\$22,376,936	1.090	\$24,390.86
GREENWOOD	\$53,389,101	1.000	\$53,389.10
HARPER	\$72,982,673	.870	\$63,494.93
KINGMAN	\$96,582,653	AUTHORIZED	NONE BUDGETED
McPHERSON	\$163,876,754	.880	\$144,211.54
RENO	\$235,574,514	1.000	\$235,574.51
RICE	\$100,212,102	.540	\$54,114.54
SUMNER	\$97,757,476	.840	\$82,116.28
PSA 10 TOTAL			\$789,587.68

PSA 11	\$917,316,154		\$.00
--------	---------------	--	--------

STATE TOTAL			\$4,091,974.72
-------------	--	--	----------------

SOURCE: KANSAS GOVERNMENT JOURNAL - JANUARY, 1984
TRM - 02/08/84

DEMOGRAPHIC FACT SHEET ON OLDER KANSANS
KANSAS DEPARTMENT ON AGING
January, 1983

POPULATION BY ALL AGE GROUPS IN KANSAS: 1980

Total Population: 2,363,208

<u>Age Group</u>	<u>Population</u>	<u>% of Total</u>	<u>% of 60+</u>
60+	412,296	17.44%	100.00%
65+	306,263	12.96%	94.28%
75+	132,852	5.62%	32.22%
85+	33,455	1.42%	8.11%

MALE AND FEMALE POPULATION BY AGE GROUP:

	<u>Male</u>		<u>Female</u>	
	<u>Number</u>	<u>% of Age Group</u>	<u>Number</u>	<u>% of Age Group</u>
60+	171,675	41.6%	240,624	58.4%
75+	46,683	35.1%	86,169	64.9%

PERCENTAGE CHANGE IN POPULATION BY AGE GROUP IN KANSAS 1970-80:

	<u>1970 Population</u>	<u>1980 Population</u>	<u>Increase</u>	<u>% of Change</u>
Total	2,249,071	2,363,208	114,137	5.1%
60+	265,329	306,263	40,263	15.4%
75+	90,555	132,832	42,297	46.7%
85+	23,899	33,453	9,556	40.0%

KANSANS 65 YEARS OF AGE AND OLDER AS A PERCENTAGE OF THE POPULATION IN KANSAS:

<u>AREA</u>	<u>% OF POPULATION</u>
STATEWIDE	12.96%
<u>Urban and Rural and Size of Place</u>	
URBAN	12.0%
Inside Urbanized Areas	10.2%
Central Cities	11.0%
Urban Fringe	9.3%
Outside Urbanized Areas	14.2%
Places of 10,000 or More	12.2%
Places of 2,500 to 10,000	18.1%
RURAL	14.9%
Place of 1,000 to 2,500	19.5%
Other Rural	13.6%

Source: U.S. Census General Population Characteristics
Kansas: 1980 PC 80-1-B18 Vol. 1

Attn. # 3
1-28-85

LEGISLATIVE PRIORITIES AND LEGISLATIVE ISSUES

IMPACTING THE ELDERLY

PRIORITIES

- A. Elderly Abuse Reporting Act: Protective Services for Non-Institutionalized Adults
- B. 24-Hour Nursing Care
- C. Addition of Penalties to the Current Institutional Elderly Abuse Act
- D. Long Term Care Commission
- E. Alzheimer's and Related Disorders
- F. Age Rating of Medicare Supplemental Insurance Policies

ADDITIONAL BILLS IMPACTING THE AGING

- 1. Tax Recoupling for Social Security Recipients
- 2. Homestead Tax Changes
- 3. Dependent Tax Credits for In-Home Care

GENERAL POLICY CONCERNS

- 1. Demographic Shifts and Their Impact on Health and Long Term Care Services
- 2. Impact of Medicare Changes on Home-Health Services
 - a. Home Health "3-Week" Rule
 - b. Emphasis on Acute Services
- 3. Rapidly Shifting Long Term Care and Health Environment
 - a. Rural Hospitals
 - b. Swing Beds
- 4. Increasing Need for Coordinated Community Alternative Long Term Care Services
- 5. Changing Nursing Home Clientele With Increased Disability
- 6. Health and Long Term Care Insurance

Attn. # 3
1-28-85

1985 LEGISLATIVE PRIORITIES
OF KANSAS AGING ORGANIZATIONS

CATEGORY	COALITION ON AGING	KANSANS FOR IMPROVEMENT OF NURSING HOMES	SILVER HAIRED LEGISLATURE	AMERICAN ASSOCIATION OF RETIRED PERSONS	KANSAS CITIZENS COUNCIL ON AGING	STATE ADVISORY COUNCIL
<u>HEALTH</u>				1. Health Care Cost Containment. Emphasis on the following: a. Uniform data and accounting system for hospitals. b. Health planning c. Itemized billing for hospitals, physicians and nursing homes.		1. Elderly abuse laws.
<u>ADULT CARE</u>	1. Improve quality of care in nursing homes, including 24-hour licensed nursing care. 2. Strengthen the adult abuse reporting act. Emphasis on: a. Broadening base of persons required to report abuse. b. Add penalties for failure to report abuse. 3. Secure more state funds for in-home meals to assure Older Kansans more home-delv'd. meals to enable them to remain in their own homes. 4. Develop community based alternatives to nursing home care. Emphasis on allowing recipient falling above poverty level to share costs by paying amount determined by income.	1. 24-hour licensed nurse coverage in all Kansas adult care homes. 2. Changes in the adult abuse reporting law. 3. Action on Recommendations of the Post Audit study of nursing home costs and Medicaid reimbursement.	1. Create a new adult abuse reporting act. (SHL No. 117) 2. 24-hour licensed nurse coverage in all Kansas adult care homes. (SHL No. 116) 3. Creation of the Kansas Hospital Cost Containment Act. (SHL No. 10) 4. Administration of KDOA program for community based alternative long term care and in-home care services and to develop changes and methods of collection of fees for such services. (SHL No. 12)	1. In-home and community based care as alternatives to institutionalization.	1. Integration of home-maker/home health aide service administration and training.	1. Older Kansans Senior Care Act. 2. 24-hour care in nursing homes.

1985 LEGISLATIVE PRIORITIES
OF KANSAS AGING ORGANIZATIONS

CATEGORY	COALITION ON AGING	KANSANS FOR IMPROVEMENT OF NURSING HOMES	SILVER HAIRED LEGISLATURE	AMERICAN ASSOCIATION OF RETIRED PERSONS	KANSAS CITIZENS COUNCIL ON AGING	STATE ADVISORY COUNCIL
<u>TAXES/INCOME</u>			<ol style="list-style-type: none"> 1. Increase permitted refund under the Kansas Homestead Property Tax Refund Act. (SHL No. 101) 2. Tax credit for providers of in-home care to dependents 65 and older. (SHL No. 103) 3. Supplement payments of S.S.I. recipients with funds from the State General Fund. (SHL No. 123) 4. Repeal property tax exemption for farm machinery, equipment and business aircraft. (SHL No. 5) 	<ol style="list-style-type: none"> 1. Elimination of tax on social security in Kansas. 	<ol style="list-style-type: none"> 1. Eliminate chronological age as a barrier to employment. 2. Develop flexi-time and work-reduction programs for older employees. 	
<u>UTILITIES</u>	<ol style="list-style-type: none"> 1. Adopt residential utility rates through existing KCC authority to allow incentive for conservation and economy. 2. Secure state funding for weatherization. 		<ol style="list-style-type: none"> 1. Establish program to educate Kansans about telephone service rates. (SHL No. 13) 2. Establish conservation rate for public utilities that could not be challenged as discriminatory or unduly preferential. (SHL No. 17) 			
<u>ADVOCACY</u>			<ol style="list-style-type: none"> 1. Representation of persons 55 years of age and older on state boards, commissions, councils, authorities and committees. (SHL No. 1) 			

1985 LEGISLATIVE PRIORITIES
OF KANSAS AGING ORGANIZATIONS

CATEGORY	COALITION ON AGING	KANSANS FOR IMPROVEMENT OF NURSING HOMES	SILVER HAIRED LEGISLATURE	AMERICAN ASSOCIATION OF RETIRED PERSONS	KANSAS CITIZENS COUNCIL ON AGING	STATE ADVISORY COUNCIL
<u>CONSUMER</u>						1. Prohibition on Age Rating for Medicare Supplemental Insurance.
<u>MISCELLANEOUS</u>			1. Raise the legal age for consumption of 3.2 beer from 18 to 21 years of age. (SHL No. 112) 2. Encourage boards of education to institute life development education programs in schools. (SHL No. 107) 3. Add hemp to list of noxious weeds in Kansas. (SHL No. 108)			

STATISTICS OF
NON-INSTITUTIONAL
ELDERLY ABUSE

January, 1985

One dimension of domestic violence that has only recently gained national recognition is that of elderly abuse. Increased life expectancy and the trend toward home and community based services means that adult children and other family members will be the providers of a significant amount of care to an increasingly larger and older population. The potential for increased abuse exists.

Yet in Kansas there is no specific statute prohibiting elderly abuse in non-institutional settings. The general health and welfare provision (K.S.A. 39-708c(w)) offers only limited protective service. Kansas law provides for protective services for residents in nursing homes. But it makes no provision for other elder abuse even though more reported abuse occurs in non-institutional settings.

Profile of Abused:

- 1) Most likely to be a woman over age 75.
- 2) In 75% of the cases, the victim lived with the abuser.
- 3) In 75% of the cases, the victim had a mental or physical disability which prevented him or her taking care of basic daily needs.
- 4) Victims often had few or no other contacts outside the family and were completely dependent on the caretaker.

Profile of Abuser:

- 1) In 84% of the cases, the abuser was related to the victim.
- 2) 38% of abusers are sons and daughters of the victim.
- 3) Abusers indicated the victim was a source of stress due to high level of care needed or additional financial burden.
- 4) Abuser had experienced other forms of stress: e.g., substance addiction (alcohol or drugs), long term medical complaint; long term financial difficulties.

National Statistics:

- 1) Nationally between 500,000 and 1 million elderly are abused each year.
- 2) Yet only 1 out of 6 cases are reported.
- 3) 80% of elderly care is provided by family and relatives.
- 4) Highest percentage of neglect cases are self-neglect followed by spouse inability to provide care.
- 5) Psychological, physical, and medical abuse is the second highest category of reported cases.

Kansas Statistics:

- 1) 6.8% of elderly are in nursing homes at any one time but another 17% need assistance in caring for themselves.
- 2) In Kansas, SRS received 921 reports of abuse, neglect or exploitation during FY84 with 534 involving victims over age 60.
- 3) 408 reports were confirmed with another 294 potential risk situations.
- 4) 67% of FY84 cases were neglect, 77% due to self-neglect; 17% due to neglect by relatives.
- 5) 28% of FY84 cases were abuse, 25% due to spousal abuse; 35% due to family abuse.

AN ACT establishing the long-term care commission.

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) There is hereby established the long-term care commission, which is hereby directed to develop a comprehensive and coordinated long-term care policy for the Kansas elderly and to present its report to the Governor and the Legislature by January 15, 1987.

(b) In developing the long term care policy for the elderly, the commission shall consider the broad range of issues and services at the state and community levels whether such services are or should be provided by public or private agencies.

(c) The commission shall analyze the need for the broad range of long-term care services in the state.

(d) The commission shall develop goals and objectives for the necessary long-term care services.

(e) The commission shall make recommendations for implementation including methods for enhancing family support.

(f) The commission shall identify gaps in programs and services.

(g) The commission shall recommend methods of coordination of efforts between the appropriate state agencies and between the state agencies and community agencies.

(h) The commission shall recommend a mechanism whereby programming at the local level can be appropriately coordinated to best meet local and individual needs.

(i) An estimate of the costs of such services shall be prepared by the commission along with estimates of any anticipated cost savings and efficiencies.

Section 2. (a) The commission shall consist of 15 members appointed by the Governor with the advice and consent of the senate and include two legislators from each house, the Secretaries of the Kansas Department on Aging, the Kansas Department of Health and Environment, and the Kansas

Department of Social and Rehabilitation Services and four provider and four senior citizen consumer representatives. All members shall be residents of the state, as defined in K.S.A. 75-5902, and amendments thereto.

(b) The commission shall elect a chairperson and vice-chairperson from among its members. The first meeting of the commission shall be upon call of the first person appointed by the Governor. Thereafter the commission shall meet on call of the chairperson or the request of ten members of the commission. Ten members of the commission shall constitute a quorum. The commission may apply for, receive and accept grants, gifts, payments and other funds, advances, appropriations, properties or services from the United States, the state of Kansas, or any other governmental body or governmental agency and enter into agreement with respect thereto.

Section 3.(a) Within the limits of appropriations therefor, the commission may employ such staff as necessary to fulfill the responsibilities and duties of the commission, such staff to be in the classified service under Kansas civil service act. In addition the commission may contract for services necessary to carry out its activities when this will provide economy, avoid duplication of effort and make best use of available expertise. Any contract entered into by the commission shall be let on competitive bids in the manner provided by K.S.A. 75-3738 to 75-3744, inclusive, and amendments thereto.

(b) No person who is employed by or contracts with the commission shall release, publish or otherwise use any information made available to such person under such person's employment or contract, without specific authorization by the commission.

Section 4. The members of the commission attending meetings of the commission, or attending a subcommittee meeting thereof authorized by the

commission, shall be paid subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto, upon vouchers approved by the chairperson of the commission or a person designated by the chairperson.

Section 5. This act shall take effect and be in force from and after its publication in the statute book.