

SESSION OF 2003

**SECOND  
CONFERENCE COMMITTEE REPORT BRIEF  
SENATE BILL NO. 261**

As Agreed to May 6, 2003

**Brief \***

SB 261 would implement the Governor's budget recommendation to transfer administration of the Adult Care Home Licensure Act from the Department of Health and Environment (KDHE) to the Department on Aging and make technical amendments to existing statutes to reflect that transfer. Health occupational credentialing and the inspection of health facilities that are not related to the Nursing Facilities Program in the Department on Aging would remain with KDHE.

In addition, SB 261 would expand a prohibition regarding future employment of state officers and employees. Current law prohibits state officers or employees from accepting employment with persons or businesses with which the officers or employees have participated in the making of a contract until two years after the contract is completed. The prohibition is waived for officers or employees in state agencies that are closed or abolished. The provisions of SB 261 would also waive the prohibition to include any state officers or employees who are laid off or scheduled to be laid off on or after July 1, 2002.

**Background**

The bill as introduced would have transferred the duties and responsibilities of the Information Network of Kansas (INK) to Kansas, Inc. and abolished INK. The introduced bill would have also expanded the Kansas, Inc. Board of Directors from 17 to 20 members.

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\*Conference committee report briefs are prepared by the Legislative Research Department and do not express legislative intent. No summary is prepared when the report is an agreement to disagree. The conference committee summary report may be accessed on the Internet at <http://www.kslegislature.org/kldr>

The bill was introduced by the Senate Committee on Ways and Means. The Chair of the Information Network of Kansas Board of Directors appeared before the Committee, stating that the Board had not developed a position on the bill. There were no conferees appearing as proponents or opponents.

The House Committee added the provisions of HB 2467 into the bill. This portion of the bill would implement the Governor's budget recommendation to transfer administration of the Adult Care Home Licensure Act from the Department of Health and Environment to the Department on Aging and make technical amendments to existing statutes to reflect that transfer. Health occupational credentialing and the inspection of health facilities that are not related to the Nursing Facilities Program in the Department on Aging would remain with KDHE. The Committee further amended the bill to provide that the officer appointed by the Secretary of Aging to administer the Adult Care Home Licensure Act would be in the unclassified service. Representatives of the Kansas Adult Care Executives and the Kansas Association for Homes and Services for the Aging appeared before the Committee in favor of the provisions and proposed amendment to HB 2467.

The House Committee of the Whole removed the original provisions of the bill which would have transferred the duties and responsibilities of the Information Network of Kansas to Kansas, Inc. and expanded the Kansas, Inc. Board of Directors from 17 to 20 members.

The First Conference Committee on SB 261 agreed to both the House and Senate versions of the bill. In addition, the provisions of the House version of SB 265 were included which would expand a prohibition regarding future employment of state officers and employees. Current law prohibits state officers or employees from accepting employment with persons or businesses with which the officers or employees have participated in the making of a contract until two years after the contract is completed. The prohibition is waived for officers or employees in state agencies that are closed or abolished. The provisions of SB 261 would also waive the prohibition to include any state officers or employees who are laid off or scheduled to be laid off on or after July 1, 2002.

The Second Conference Committee removed the original provisions of the bill which transferred the duties and responsibilities of the Information Network of Kansas to Kansas, Inc.