

## HOUSE BILL No. 2249

By Committee on Health and Human Services

Requested by Representative W. Carpenter on behalf of the Kansas Hospital Association

2-4

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1 AN ACT concerning rural emergency hospitals; relating to nursing facility  
2 physical environment regulatory requirements; requiring the secretary  
3 for aging and disability services to grant waivers to certain rural  
4 emergency hospitals to provide skilled nursing facility care.  
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6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. (a) The secretary for aging and disability services shall,  
8 upon application of a rural emergency hospital, grant a physical  
9 environment waiver for existing nursing facilities to such rural emergency  
10 hospital to transition not more than 10 swing beds to skilled nursing  
11 facility beds, if such rural emergency hospital:

12 (1) Is currently licensed as a rural emergency hospital pursuant to the  
13 rural emergency hospital act;

14 (2) was licensed as a hospital immediately prior to the rural  
15 emergency hospital's licensure as a rural emergency hospital; and

16 (3) during such rural emergency hospital's licensure as a hospital,  
17 such rural emergency hospital provided skilled nursing facility services or  
18 critical access hospital swing bed services to patients for at least one year  
19 without a finding of immediate jeopardy.

20 (b) As used in this section:

21 (1) "Critical access hospital" means the same as defined in K.S.A. 65-  
22 468, and amendments thereto.

23 (2) "Hospital" means the same as defined in K.S.A. 65-425, and  
24 amendments thereto. (c) This section shall be a part of and

25 supplemental to the rural emergency hospital act.

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