

**REVISED**  
**SESSION OF 2012**

**SUPPLEMENTAL NOTE ON SUBSTITUTE FOR SENATE  
BILL NO. 459**

As Recommended by Senate Committee on  
Ways and Means

**Brief\***

Sub. for SB 459 would create the Joint Committee on KanCare Oversight within the legislative branch. The Joint Committee would be composed of 11 members of the House of Representatives and the Senate. The appointments outlined in the bill would include: two members of the House of Representatives appointed by the Speaker of the House of Representatives (one of which would be a member of the House Committee on Appropriations); one member of the House of Representatives appointed by the Minority Leader of the House; one member of the House appointed by the Chairperson of the House Committee on Appropriations; one member of the House appointed by the Ranking Minority Member of the House Committee on Appropriations; and one member of the House appointed by the Majority Leader of the House. Other appointments include two members of the Senate appointed by the President of the Senate (one member would be a member of the Committee on Ways and Means); one member of the Senate appointed by the Minority Leader of the Senate; one member of the Senate appointed by the Chairperson of the Senate Committee on Ways and Means; one member of the Senate appointed by the Ranking Minority Member of the Senate Committee on Ways and Means. Members would serve two years terms starting May 31, 2012. The terms would be two-years coinciding with legislative terms beginning May 31, 2012. The President of the Senate will appoint the first chairperson and any vacancy

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

of the Chairperson is appointed from the same house as the vacating member. Six members constitute a quorum of the joint committee and all actions would be taken by a majority of all members.

The Joint Committee would monitor and study implementation and operations of the home and community based services programs and state Medicaid programs as well as the Program of All-Inclusive Care for the Elderly (PACE) and Children's Health Insurance Program (CHIP). Any appropriate state agency would provide data and information on KanCare to the Joint Committee. Specifically, state agencies would be required to report on savings as a result of transferring individuals from the state or private institutions to the home and community based services that would be transferred to the Home and Community Based Services Savings Fund. The Joint Committee would meet at least four times a year and would be authorized to introduce legislation as it deems necessary in performing its functions. The provisions creating this Joint Committee would sunset on July 1, 2017.

This bill also would repeal the statutes creating the Joint Committee on Home and Community Based Services Oversight and the Joint Committee on Health Policy Oversight.

The bill would be in effect upon publication in the *Kansas Register*.

## **Background**

The bill was introduced by the Senate Committee on Ways and Means. Representatives of the Kansas Health Consumer Coalition and the Disability Rights Center of Kansas testified in favor of the bill at the Senate Committee hearing. The Association for Community Mental Health Centers, NAMI Kansas, Kansas Action for Children, and Kansas Health Association also submitted written testimony in favor of the bill.

The Senate Committee on Ways and Means adopted amendments to the bill to specify the President of the Senate would appoint the first chairperson of the Committee and add the oversight of the Children's Health Insurance Program (CHIP) and the Program of All-Inclusive Care for the Elderly (PACE) to the duties of the Committee. The Senate Committee recommended a substitute bill incorporating these amendments.

The Division of the Budget fiscal note on the original bill states the bill would increase expenditures by \$31,380 for compensation, travel expenses, and subsistence expenses for members when attending meetings.