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TO: House Committee on State and Federal Affairs  
FROM: Chad Austin, Senior Vice President Government Relations  
RE: House Bill 2188 – Open Records

The Kansas Hospital Association (KHA) appreciates the opportunity to provide written testimony in opposition to this proposed legislation that would require not-for-profit organizations to publish the receipt of any public funds.

What this proposed legislation fails to do is clearly define what entities are affected and what funds are being addressed. **Not-for-profit entity is not defined and could mean any number of organizations as defined by the Internal Revenue Service. The definition of public funds is also unclear.** Would any dues or fees paid by a city, county or municipal hospital to an organization such as the Kansas Hospital Association need to be posted on our website? Are these considered public funds? The burden that such a requirement to post would place on our organization would be massive and unwelcome.

Organizations such as KHA are not covered in the K.S.A. 65-4915 definition of health care provider which is exempt from the requirements of this bill. K.S.A. 65-4915 (2) (A) defines a health care provider group as “a state or local association of health care providers or one or more committees thereof.” If indeed public funds include dues and fees paid to a health care-related entity such as KHA, we request that a **“health care provider group,” as defined in K.S.A. 65-4915 (2) (A) and its subsidiaries be added to the list of entities exempt from the requirements outlined in HB 2188.** KHA strongly encourages the Committee to insert this exemption.

Thank you for your consideration of our comments.