

1 (E) upon the governor signing, or allowing to become law without
 2 signature, legislation which by proviso or otherwise directs any funds from
 3 those purposes set forth in subsection (d)(4) or which would propose to
 4 suspend the operation of this section.

5 (g) On and after July 1, 2010, reimbursement rates for skilled nursing
 6 care facilities shall be restored to those in effect during December 2009.
 7 No funds generated by the assessments or federal funds generated
 8 therefrom shall be utilized for such restoration, but such funds may be
 9 used to restore the rate reduction in effect from January 1, 2010, to June
 10 30, 2010.

11 (h) Rates of reimbursement shall not be limited by private pay
 12 charges.

13 (i) If the provisions of subsections (a) through (h) are repealed, expire
 14 or become null and void and have no further force and effect, all moneys
 15 in the quality care fund which were paid under the provisions of
 16 subsections (a) through (h) shall be returned to the skilled nursing care
 17 facilities which paid such moneys on the basis on which such payments
 18 were assessed and paid pursuant to subsections (a) through (h).

19 (j) The department of health and environment may adopt rules and
 20 regulations necessary to implement the provisions of this section.

21 (k) For purposes of administering and selecting the reimbursements
 22 of moneys in the quality care assessment fund, the quality care
 23 improvement panel is hereby established. The panel shall consist of the
 24 following members: Two persons appointed by *leadingage* Kansas ~~homes~~
 25 ~~and services for the aging~~; two persons appointed by the Kansas health
 26 care association; one person appointed by Kansas advocates for better
 27 care; one person appointed by the Kansas hospital association; one person
 28 appointed by the governor who is a member of the Kansas adult care
 29 executives association; one person appointed by the governor who is a
 30 skilled nursing care facility resident or the family member of such a
 31 resident; one person appointed by the Kansas foundation for medical care;
 32 one person appointed by the governor from the department for aging and
 33 disability services; ~~and~~ one person appointed by the governor from the
 34 department of health and environment. The person appointed by the
 35 governor from the department for aging and disability services and the
 36 person appointed by the governor from the department of health and
 37 environment shall be nonvoting members of the panel. The panel shall
 38 meet as soon as possible subsequent to the effective date of this act and
 39 shall elect a chairperson from among the members appointed by the trade
 40 organizations specified in this subsection. The members of the quality care
 41 improvement panel shall serve without compensation or expenses. The
 42 quality care improvement panel shall report annually on or before January
 43 10 to the legislature concerning the activities of the panel during the