

February 23, 2016

The Honorable Mary Pilcher-Cook, Chairperson
 Senate Committee on Public Health and Welfare
 Statehouse, Room 441-E
 Topeka, Kansas 66612

Dear Senator Pilcher-Cook:

SUBJECT: Fiscal Note for SB 456 by Senate Committee on Ways and Means

In accordance with KSA 75-3715a, the following fiscal note concerning SB 456 is respectfully submitted to your committee.

SB 456 would allow for the use of electronic monitoring of resident rooms in adult care homes if requested. Any such request by a resident or the legal guardian or representative of a resident must be sent to the Kansas Department for Aging and Disability Services (KDADS) on a form prescribed by KDADS. The form would be maintained in the person’s resident file at the adult care home and would require the resident or the resident’s guardian to release the adult care home from any civil liability for a violation of the resident’s privacy rights in connection with the use of the electronic monitoring device. Should the monitoring device be a video surveillance camera, the resident or guardian would determine whether the camera would be unobstructed or obstructed in specified circumstances to protect the dignity of the resident. If the resident lived in a multi-resident room, the resident or guardian would be required to obtain the consent of the other residents.

The adult care home would be required to make physical accommodations for authorized electronic monitoring and also be required to post a notice stating that some of the residents may be monitored electronically. A prominent notice would be required at the entrance of any resident’s room that was being monitored electronically.

Estimated State Fiscal Effect				
	FY 2016 SGF	FY 2016 All Funds	FY 2017 SGF	FY 2017 All Funds
Revenue	--	--	--	--
Expenditure	--	--	\$14,610	\$73,051
FTE Pos.	--	--	--	1.00

The Honorable Mary Pilcher-Cook, Chairperson

February 23, 2016

Page 2—SB 456

The passage of SB 456 would require KDADS to develop rules and regulations regarding electronic monitoring, and could also result in additional complaints to the licensing division's complaint hotline. The agency estimates that the additional workload could be handled by 1.00 Complaint Intake Specialist FTE Position. The salary and benefits for the position would total \$69,051 per year with equipment and supplies estimated at \$4,000 per year. The funding for the new position would include \$14,610 from the State General Fund, \$10,958 from agency fee funds, and \$47,483 from federal funds. Any fiscal effect associated with SB 456 is not reflected in *The FY 2017 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Sullivan", with a horizontal line extending to the right.

Shawn Sullivan,
Director of the Budget

cc: Brad Ridley, Aging & Disability Services