

**SENATE BILL No. 437**

By Committee on Federal and State Affairs

2-10

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1 AN ACT concerning health care; dealing with withholding life-sustaining  
2 treatment of certain persons.

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4 *Be it enacted by the Legislature of the State of Kansas:*

5 Section 1. (a) This act shall be known and may be cited as "Simon's  
6 Law."

7 (b) Upon the request of a patient or resident or a prospective patient  
8 or resident, a health care facility, nursing home or physician shall disclose  
9 in writing any policies relating to a patient or resident or the services a  
10 patient or resident may receive involving life-sustaining or non-beneficial  
11 treatment within the health care facility or agency.

12 (c) No health care facility, nursing home, physician, nurse or medical  
13 staff shall withhold life-sustaining procedures, food, medication or  
14 nutrition, nor place any restrictions on life-sustaining procedures  
15 including, but not limited to, food, medication or nutrition for any patient,  
16 resident or ward under 18 years of age without the written permission of at  
17 least one parent or legal guardian of the patient or ward.

18 (d) No do-not-resuscitate order or similar physician's order shall be  
19 instituted either orally or in writing without the written permission of at  
20 least one parent or legal guardian of the patient or resident under 18 years  
21 of age or prospective patient or resident under 18 years of age.

22 (e) Nothing in this act shall require a health care facility, nursing  
23 home or physician to have a written policy relating to or involving life-  
24 sustaining or non-beneficial treatment for patients under 18 years of age or  
25 adult patients, residents or wards.

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