

As Amended by House Committee

Session of 2019

HOUSE BILL No. 2404

By Committee on Taxation

3-20

1 AN ACT establishing the Kansas senior services task force.

2

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

4 Section 1. (a) There is hereby established the Kansas senior services
5 task force. The task force shall study the following topics:

6 (1) The provision of care for seniors in the state of Kansas who suffer
7 from Alzheimer's disease, dementia or other age-related mental health
8 conditions;

9 (2) the administration of antipsychotic medications to adult care
10 home residents;

11 (3) the abuse, neglect and exploitation of seniors in the state of
12 Kansas;

13 (4) adult care home surveys and fines;

14 (5) adult care homes placed into receivership;

15 (6) the timely determination of KanCare eligibility for seniors in the
16 state of Kansas;

17 (7) the potential effects that KanCare expansion would have on
18 seniors in the state of Kansas;

19 (8) the funding and implementation of the senior care act; and

20 (9) senior daycare resources in the state of Kansas.

21 (b) The Kansas senior services task force shall consist of the
22 following members:

23 (1) The chairperson of the senate standing committee on public health
24 and welfare;

25 (2) the vice-chairperson of the senate standing committee on public
26 health and welfare;

27 (3) the ranking minority member of the senate standing committee on
28 public health and welfare;

29 (4) the chairperson of the house of representatives standing
30 committee on children and seniors;

31 (5) the vice-chairperson of the house of representatives standing
32 committee on children and seniors;

33 (6) the ranking minority member of the house of representatives
34 standing committee on children and seniors;

35 (7) one representative of the Kansas department for aging and
36 disability services, appointed by the secretary for aging and disability

1 services;

2 (8) one representative of the department of health and environment,
3 appointed by the secretary of health and environment;

4 (9) one representative of the department of transportation, appointed
5 by the secretary of transportation;

6 (10) the state long-term care ombudsman or the state long-term care
7 ombudsman's designee;

8 (11) an elder law attorney, appointed by the governor;

9 (12) one representative of the area agencies on aging, appointed by
10 the secretary for aging and disability services;

11 (13) one representative of the Kansas adult care executives
12 association, appointed by the governor;

13 (14) one representative of leadingage Kansas, appointed by
14 leadingage Kansas;

15 (15) one representative of the Kansas health care association,
16 appointed by the Kansas health care association;

17 (16) one representative of Kansas advocates for better care, appointed
18 by Kansas advocates for better care;

19 (17) one representative of the Kansas hospital association, appointed
20 by the Kansas hospital association;

21 (18) one representative of community mental health centers, as
22 defined in K.S.A. 2018 Supp. 39-2002, amendments thereto, appointed by
23 the secretary for aging and disability services;

24 (19) one representative of an adult care home, as defined in K.S.A.
25 39-923, and amendments thereto, appointed by the secretary for aging and
26 disability services;

27 **(20) one representative of the American association of retired**
28 **persons, appointed by the American association of retired persons; and**

29 ~~(20)~~**(21)** a person licensed by the state board of healing arts to
30 practice medicine and surgery, appointed by the Kansas medical society.

31 (c) (1) The first members of the Kansas senior services task force
32 shall be appointed on or before August 1, 2019. The appointing authorities
33 listed in subsection (b) shall provide notice of such appointments to the
34 secretary for aging and disability services on the date of such appointment.

35 (2) The chairperson of the house of representatives standing
36 committee on children and seniors shall serve as the first chairperson of
37 the Kansas senior services task force, and the chairperson of the senate
38 standing committee on public health and welfare shall serve as the first
39 vice-chairperson of the task force. The position of chairperson and vice-
40 chairperson shall annually alternate upon the first meeting of the task force
41 in each calendar year.

42 (3) The chairperson of the task force shall serve as the official
43 custodian of the public records of the task force. As used in this paragraph,

1 "official custodian" and "public records" mean the same as provided in the
2 Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto.

3 (4) The Kansas senior services task force may meet in an open
4 meeting at any time and at any place within the state of Kansas upon the
5 call of the chairperson.

6 (5) A majority of the voting members of the Kansas senior services
7 task force constitutes a quorum. Any action by the task force shall be by
8 motion adopted by a majority of voting members present when there is a
9 quorum.

10 (6) Any vacancy on the task force shall be filled by appointment and
11 accompanied by notice in the manner prescribed in this section for the
12 original appointment.

13 (d) The Kansas department for aging and disability services shall,
14 upon request by the Kansas senior services task force, provide data and
15 information relating to senior services in the state of Kansas that is not
16 otherwise prohibited or restricted from disclosure by state or federal law,
17 including conditions imposed by federal law or rules and regulations for
18 participation in federal programs administered by the secretary for aging
19 and disability services.

20 (e) The Kansas senior services task force shall submit a preliminary
21 progress report to the legislature detailing the task force's study under this
22 section on or before January 13, 2020, and a final report to the legislature
23 detailing the task force's study on or before January 11, 2021.

24 (f) The Kansas senior services task force's report shall include
25 recommended improvements regarding the well-being of seniors in the
26 state of Kansas, including recommended changes to state statutes, rules
27 and regulations, policies and programs.

28 (g) Staff of the office of revisor of statutes, the legislative research
29 department and the division of legislative administrative services shall
30 provide assistance as may be requested by the Kansas senior services task
31 force.

32 (h) Subject to approval by the legislative coordinating council,
33 members of the Kansas senior services task force attending meetings
34 authorized by the task force shall be paid amounts provided in K.S.A. 75-
35 3223(e), and amendments thereto, except that task force members who are
36 employed by a state agency shall be reimbursed by such state agency.

37 (i) The provisions of this section shall expire on June 30, 2021.

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