

HOUSE BILL No. 2650

By Committee on Children and Seniors

2-8

1 AN ACT concerning health and healthcare; relating to healthcare
2 providers; permitting advanced practice registered nurses to sign do not
3 resuscitate orders or directives; amending K.S.A. 65-4941 and 65-4942
4 and repealing the existing sections.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 65-4941 is hereby amended to read as follows: 65-
8 4941. As used in this act:

9 (a) *"Advanced practice registered nurse" means an advanced*
10 *practice registered nurse issued a license pursuant to K.S.A. 65-1131, and*
11 *amendments thereto, who has authority to prescribe drugs pursuant to a*
12 *written protocol with a responsible physician under K.S.A. 65-1130, and*
13 *amendments thereto.*

14 (b) "Cardiopulmonary resuscitation" means chest compressions,
15 assisted ventilations, intubation, defibrillation, administration of
16 cardiotoxic medications or other medical procedure which is intended to
17 restart breathing or heart functioning;

18 ~~(b)~~(c) "do not resuscitate" directive" or "DNR directive" means a
19 witnessed document in writing, voluntarily executed by the declarant in
20 accordance with the requirements of this act;

21 ~~(e)~~(d) "do not resuscitate order" or "DNR order" means instruction by
22 the physician~~or~~, physician assistant *or advanced practice registered nurse*
23 who is responsible for the care of the patient while admitted to a medical
24 care facility licensed pursuant to K.S.A. 65-429, and amendments thereto,
25 or an adult care home licensed pursuant to K.S.A. 39-928, and
26 amendments thereto;

27 ~~(d)~~(e) "~~health care~~healthcare provider" means a ~~health care~~
28 *healthcare* provider as that term is defined by K.S.A. 65-4915, and
29 amendments thereto;

30 ~~(e)~~(f) "DNR identifier" means a medallion or bracelet designed to be
31 worn by a patient which has been inscribed to identify the patient and
32 contains the letters "DNR" or the statement "do not resuscitate" when such
33 DNR identifier is distributed by an entity certified by the emergency
34 medical services board;

35 ~~(f)~~(g) "physician" means a person licensed to practice medicine and
36 surgery by the state board of healing arts;

1 ~~(g)~~(h) "physician assistant" means a person licensed by the state
2 board of healing arts to practice as a physician assistant; and

3 ~~(h)~~(i) "declarant" means any person who has executed a "do not
4 resuscitate" directive in accordance with the provisions of this act.

5 Sec. 2. K.S.A. 65-4942 is hereby amended to read as follows: 65-
6 4942. A "do not resuscitate" directive shall be in substantially the
7 following form:

8 PRE-HOSPITAL DNR REQUEST FORM
9 An advanced request to Limit the Scope of
10 Emergency Medical Care

11 I, _____, request limited emergency care as herein described.
12 (Name)

13 I understand DNR means that if my heart stops beating or if I stop
14 breathing, no medical procedure to restart breathing or heart functioning
15 will be instituted.

16 I understand this decision will not prevent me from obtaining other
17 emergency medical care by pre-hospital care providers or medical care
18 directed by a physician prior to my death.

19 I understand I may revoke this directive at any time.

20 I give permission for this information to be given to the pre-hospital care
21 providers, doctors, nurses or other health care personnel as necessary to
22 implement this directive.

23 I hereby agree to the "Do Not Resuscitate" (DNR) directive.

24 _____
25 Signature Date

26 _____
27 Witness Date

28 I AFFIRM THIS DIRECTIVE IS THE EXPRESSED WISH OF THE
29 PATIENT, IS MEDICALLY APPROPRIATE, AND IS DOCUMENTED
30 IN THE PATIENT'S PERMANENT MEDICAL RECORD.

31 In the event of an acute cardiac or respiratory arrest, no cardiopulmonary
32 resuscitation will be initiated.

33 _____
34 ~~Attending Physician's or~~ Date
35 ~~Physician Assistant's Signature*~~
36 *of Attending Physician, Physician Assistant*
37 *or Advanced Practice Registered Nurse**

38 _____
39 Address Facility or Agency Name

40 *Signature of physician or, physician assistant or advanced practice
41 registered nurse not required if the above-named is a member of a church
42 or religion which, in lieu of medical care and treatment, provides treatment
43 by spiritual means through prayer alone and care consistent therewith in

1 accordance with the tenets and practices of such church or religion.

2 REVOCATION PROVISION

3 I hereby revoke the above declaration.

4

5 _____ Date

6 Sec. 3. K.S.A. 65-4941 and 65-4942 are hereby repealed.

7 Sec. 4. This act shall take effect and be in force from and after its
8 publication in the statute book.