

## HOUSE BILL No. 2663

By Committee on Appropriations

2-9

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1 AN ACT concerning nursing facilities; relating to reimbursement rates;  
2 requiring the secretary for aging and disability services to base such  
3 rates upon actual costs; amending K.S.A. 75-5958 and repealing the  
4 existing section.

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

7 Section 1. K.S.A. 75-5958 is hereby amended to read as follows: 75-  
8 5958. Subject to the provisions of appropriations acts, the secretary for  
9 aging and disability services shall increase nursing facility reimbursement  
10 rates. The secretary for aging and disability services shall ~~implement a~~  
11 ~~base-year model of reimbursement for nursing facilities. For fiscal year~~  
12 ~~2008, the information from cost reports for calendar years 2003, 2004 and~~  
13 ~~2005 shall be averaged together to be used to calculate the base year. For~~  
14 ~~fiscal year 2009 and each fiscal year thereafter, the information from the~~  
15 ~~cost reports for the three most recent calendar years preceding the~~  
16 ~~beginning of the fiscal year shall be averaged together to be used to~~  
17 ~~calculate the base year follow a base-year model of reimbursement rates~~  
18 ~~that shall annually reimburse nursing facilities for such nursing facilities'~~  
19 ~~actual costs based on the previous one-year cost report.~~ The secretary for  
20 aging and disability services shall not apply the 85% rule regarding  
21 number of beds filled for nursing facilities with 60 licensed beds or ~~less~~  
22 ~~fewer~~ to determine nursing facility reimbursement rates.

23 Sec. 2. K.S.A. 75-5958 is hereby repealed.

24 Sec. 3. This act shall take effect and be in force from and after its  
25 publication in the statute book.