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3 **Proposed Amendment to 65-429**

4 **65-429. Issuance and renewal of licenses; funding the cost of administration of the medical care**

5 **facilities licensure and risk management program; display of license.** Upon receipt of an application for license,
6 the licensing agency shall issue with the approval of the state fire marshal a license provided the applicant and the
7 physical facilities of the medical care facility meet the requirements established under this act. A license, unless
8 suspended or revoked, shall be renewable annually without charge upon the filing by the licensee, and approval by
9 the licensing agency, of an annual report upon such uniform dates and containing such information in such form as
10 the licensing agency prescribes by rules and regulations. A medical care facility which has been licensed by the
11 licensing agency and which has received certification for participation in federal reimbursement programs and
12 which has been accredited by ~~the joint commission [on accreditation of health care organizations or], the American~~
~~osteopathic association~~ a healthcare accrediting organization approved by the secretary may be granted a
13 license renewal based on such certification and accreditation. The cost of administration of the medical care
14 facilities licensure and risk management program provisions of this act pursuant to K.S.A. 65-433 and 65-4921 *et*
15 *seq.*, and amendments thereto, shall be funded by an annual assessment from the health care stabilization fund,
16 which assessment shall not exceed \$200,000 in any one fiscal year. The licensing agency shall make an annual
17 report to the health care stabilization fund regarding the use of these funds. Each license shall be issued only for the
18 premises and persons or governmental units named in the application and shall not be transferable or assignable
19 except with the written approval of the licensing agency. A separate license is not required for two separate
20 establishments which are located in the same or contiguous counties, which provide the services required by K.S.A.
21 65-431 and amendments thereto and which are organized under a single owner or governing board with a single
22 designated administrator and medical staff. Licenses shall be posted in a conspicuous place on the licensed premises.

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3 **Proposed Amendment to 65-433**

4 **65-433. Inspections and investigations; rules and regulations; consultations.** The licensing agency shall
5 make or cause to be made such inspections and investigations as deemed necessary. The authorized agents and
6 representatives of the licensing agency shall conduct inspections of each medical care facility not accredited by the
7 ~~joint commission on accreditation of health care organizations or the American osteopathic association~~ a healthcare
8 accrediting organization approved by the secretary and at such intervals as the secretary determines necessary to
9 protect the public health and safety and to carry out the risk management provisions of K.S.A. 65-4921 *et seq.*, and
10 amendments thereto. The licensing agency may prescribe by rules and regulations that any licensee or applicant
11 desiring to make specified types of alteration or additions to its facilities or to construct new facilities shall before
12 commencing such alteration, addition or new construction, submit plans and specifications therefor to the licensing
13 agency for preliminary inspection and approval or recommendations with respect to compliance with the rules and
14 regulations and standards herein authorized. Necessary conferences and consultations may be provided.