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Date

## MINUTES OF THE HOUSE COMMITTEE ON HEALTH AND HUMAN SERVICES.

The meeting was called to order by Chairperson Garry Boston at 1:30 p.m. on February 14, 2000 in Room 423-S of the Capitol.

All members were present except:

Committee staff present:       Emalene Correll, Kansas Legislative Research Department  
  Dr. Bill Wolff, Kansas Legislative Research Department  
  Norman Furse, Revisor of Statute's Office  
  June Evans, Secretary

Conferees appearing before the committee:    Patricia A. Maben, RN, MN, Director, Long Term Care,  
  Bureau of Health Facilities, KDHE  
  Shannon Jones, Statewide Independent Living Council of  
  Kansas  
  Debra Zehr, Vice President, Kansas Association of Homes  
  and Services for the Aging  
  Ann Spiess, Alzheimers Association  
  Bill Henry, Kansas Area Agencies on Aging  
  Jolene Grabill, Kansas Advocates for Better Care  
  Linda Lubensky, Kansas Home Care Association

Others attending:                See Attached Sheet

The Chairperson opened the hearing on **HB 2780 - Task force to establish long-term care services to study services provided by public and private sector.**

Staff gave a briefing stating this was a reincarnation out of **SB 232**. It was decided the easiest way to work this was to introduce as a new bill. Most think of long term care as care for the aging but it is much broader in that disabled, mentally ill, handicapped, etc. are in need of long term care.

The Chairperson stated the Fiscal Note had just been delivered and the impact is \$31,944.

Patricia Maben, testified as a proponent of **HB 2780**, stating the bill is identical to **SB 232** except this bill adds three members to the task force; the Secretary of Social and Rehabilitation Services or the secretary's designee; the Secretary of Health and Environment or the secretary's designee; and the Secretary of Aging or the secretary's designee. Because each of these agencies have a critical role in the provision of long term care services, KDHE supports this addition (See Attachment #1).

Shannon Jones, Statewide Independent Living Council of Kansas, testified as a proponent of **HB 2780**, stating it was believed that the state needs a unified policy for long term care for ALL populations. Currently our long term care services are fragmented between institutions, disability groups and aging. SLICK offered some amendments to the bill (See Attachment #2)

Debra Zehr, Vice President, Kansas Association of Homes and Services for the Aging, testified as a proponent of **HB 2780** which directs the task force to study the financing of long term care. The quality of long-term care services is a concern to those who receive, deliver and pay for those services. The bill recognizes that long-term care providers and the state agency that regulates their services should be partners to continually improve long-term care services. KAHSa recommends some minor changes to **HB 2780** (See Attachment #3).

Ann Spiess, Alzheimers Association, testified as a proponent to **HB 2780**. Alzheimers affects approximately 51,000 persons in Kansas and believe this is a good concept and a progressive step forward (See Attachment #4).

## CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON HEALTH AND HUMAN SERVICES, Room 423-S of the Capitol at 1:30 p.m. on February 14, 2000.

Bill Henry, Area Agencies on Aging, which are the 11 organizations that do the screening for individuals to determine their eligibility for various facilities and receiving services, testified as a proponent to **HB 2780**. **SB 232** was not clear and had concerns over who qualifies on serving on this commission. In looking at the current bill, there is still that concern and not sure that the representative of the Area Agencies would qualify for any of the industry representatives. Recommend allowing someone who is a representative of an Area Aging Organization to be among the group that could be picked from (See Attachment #5).

Jolene Grabill, Kansas Advocates for Better Care, testified in support of **HB 2780** and recommends the task force charge be expanded to include a review of the nursing hours per patient ratio as well as a review of procedures for handling consumer complaints (See Attachment #6).

Linda Lubensky, Kansas Home Care Association, stated what concerns her about **HB2780** is there is trouble focusing on what to do and believe it is a disservice to make it appear all encompassing when in essence it would not be. Encourage the committee to think out what is being dealt with is specific problems in the nursing home industry that needs to be addressed or if you want to look at the whole concept as long term care and how that interacts in our state with multiple delivery systems that exist. There are some very severe problems being dealt with and encourage committee to be very clear in what their objective is. Otherwise, you are doing disservice to the public who thinks you are going to deal with something, where the physically disabled group believes they are going to have some of their issues taken care of. The best thing that could be done for the citizens for Kansas would be to create a committee that would look at health care delivery in our state and where the problems are because the problems are very deep and not just caused by the state but also by the federal government. The federal government complicate and impact everything that the legislature has to deal with. The original bill addressed some very specific problems of the nursing home industry and would prefer that bill being passed. Would like for the legislature to create a bi-partisan committee that would look at health care delivery and look at all of the different elements.

The Chairperson closed the hearing on **HB 2780**.

Representative Showalter stated the focus needed to be narrowed.

Representative Bethell moved and Representative Morrison seconded to amend **HB 2780** on page 1, on line 31 and remove “skilled” and on line 32 to change “or” to “and” and on line 43 add “community based services” after facilities.

Representative Bethell stated if the second would agree could say “community based services related to long term care”. The second said that would be redundant and Representative Bethell stated he agreed.

Representative Henry moved and Representative Morrison seconded a substitute motion to amend on Page 1 lines 31 and 32 strike “in skilled nursing facilities, assisted living facilities or community-based services”, on line 33, delete everything after “private” and delete all of line 34 and on line 39 delete everything after “care”. The motion carried.

Representative Wells voted “NO”.

Representative Long moved and Representative Bethell seconded technical amendment on page 2, line 21, change “eight” to “six” and on line 34 add “Division of Legislative Administrative Services” after “office” and before “if”. The motion carried.

Representative Long moved and Representative Bethell seconded to move **HB 2780** out as amended. The motion carried.

The meeting adjourned at 3:10 p.m. and the next meeting will be February 16.