

STATE OF KANSAS

SENATE CHAMBER

MADAM PRESIDENT:

I move to amend **SB 32**, as amended by Senate Committee, on page 11, following line 7, by inserting:

"Sec. 7. K.S.A. 2016 Supp. 75-3373 is hereby amended to read as follows: 75-3373. (a) Notwithstanding any other provision of law, ~~the Kansas department for aging and disability services, solely or in consultation or cooperation with any other state agency,~~ no state agency shall not enter into any agreement or take any action to outsource or privatize any operations or facilities of the Larned state hospital or, the Osawatomie state hospital or any facility that provides mental health services and that is operated by a state agency without prior specific authorization by an act of the legislature or an appropriation act of the legislature. The restriction imposed by this subsection applies to any action to outsource or privatize all or any part of any operation or facility of the Larned state hospital, the Osawatomie state hospital or any facility that provides mental health services and that is operated by a state agency, including, but not limited to, any action to transfer all or any part of the rated bed capacity at the Larned state hospital or the Osawatomie state hospital, in effect on the effective date of this act, to another facility.

(b) Nothing in this section shall prevent the Kansas department for aging and disability services from renewing, in substantially the same form as an existing agreement, any agreement in existence prior to March 4, 2016, for services at the Larned state hospital or the Osawatomie state hospital.

(c) Nothing in this section shall prevent the Kansas department for aging and disability services from entering into an agreement for services at the Larned state hospital or the Osawatomie

state hospital with a different provider if such agreement is substantially similar to an agreement for services in existence prior to March 4, 2016.

Sec. 8. K.S.A. 76-12a07 is hereby amended to read as follows: 76-12a07. The secretary may adopt rules and regulations for the government, regulation and operation of institutions. The secretary may adopt rules and regulations relating to the assignment of all persons admitted to institutions, except that the secretary shall take no action to transfer or assign any person admitted to an institution for the purpose of circumventing the restrictions imposed by K.S.A. 2016 Supp. 75-3373, and amendments thereto.";

Also on page 11, in line 8, after "76-387" by inserting "and 76-12a07"; also in line 8, after "Supp." by inserting "75-3373,";

And by renumbering sections accordingly;

On page 1, in the title, in line 5, after the semicolon by inserting "concerning mental healthcare facilities;"; also in line 5, after "76-387" by inserting "and 76-12a07"; in line 6, after "Supp." by inserting "75-3373,"

Senator _____