

**House Substitute for Substitute for SENATE BILL No.
286**

By Committee on Judiciary

2-18

1 AN ACT concerning {**liability for certain actions; relating to**} the
2 governmental response to the COVID-19 pandemic in Kansas;
3 {**crimes, punishment and criminal procedure; crimes against the**
4 **public peace; creating the crime of interference with the conduct of**
5 **a hospital; increasing the criminal penalty for battery of a**
6 **healthcare provider;**} extending the ~~extending the~~ expanded use of
7 telemedicine and expiring such provisions; extending the suspension of
8 certain requirements related to medical care facilities and expiring such
9 provisions; modifying the COVID-19 response and reopening for
10 business liability protection act; extending immunity from civil liability
11 for certain healthcare providers, certain persons conducting business in
12 this state and covered facilities for COVID-19 claims until January 20,
13 2023; amending K.S.A. 2021 Supp. {**21-5413,**} 48-963, 48-964, 60-
14 5503, 60-5504, 60-5508 and 65-468 and repealing the existing sections.
15

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

17 {**New Section 1. (a) Interference with the conduct of a hospital is:**

18 (1) **Conduct at or in a hospital so as to knowingly deny an**
19 **employee of the hospital to enter, to use the facilities of or to leave any**
20 **such hospital;**

21 (2) **knowingly impeding any employee of a hospital from the**
22 **performance of such employee's duties or activities through the use of**
23 **restraint, abduction, coercion or intimidation or by force and violence**
24 **or threat thereof; or**

25 (3) **knowingly refusing to leave a hospital upon being requested to**
26 **leave by the employee charged with maintaining order in such**
27 **hospital, if such person is committing, threatens to commit or incites**
28 **others to commit any act that did, or would if completed, disrupt,**
29 **impair, interfere with or obstruct the mission, processes, procedures or**
30 **functions of the hospital.**

31 (b) **Aggravated interference with the conduct of a hospital is**
32 **interference with the conduct of a hospital as defined in subsection (a)**
33 **when in possession of any weapon as described in K.S.A. 2021 Supp.**
34 **21-6301 or 21-6302, and amendments thereto.**

35 (c) (1) **Interference with the conduct of a hospital is a class A**

1 **nonperson misdemeanor.**

2 **(2) Aggravated interference with the conduct of a hospital is a**
3 **severity level 6, person felony.**

4 **(d) As used in this section:**

5 **(1) "Employee" means a person employed by, providing**
6 **healthcare services at, volunteering at or participating in an**
7 **educational course of instruction at a hospital; and**

8 **(2) "hospital" means the same as the term is defined in K.S.A. 65-**
9 **425, and amendments thereto.**

10 **(e) This section shall be a part of and supplemental to the Kansas**
11 **criminal code.**

12 **Sec. 2. K.S.A. 2021 Supp. 21-5413 is hereby amended to read as**
13 **follows: 21-5413. (a) Battery is:**

14 **(1) Knowingly or recklessly causing bodily harm to another**
15 **person; or**

16 **(2) knowingly causing physical contact with another person when**
17 **done in a rude, insulting or angry manner.**

18 **(b) Aggravated battery is:**

19 **(1) (A) Knowingly causing great bodily harm to another person**
20 **or disfigurement of another person;**

21 **(B) knowingly causing bodily harm to another person with a**
22 **deadly weapon, or in any manner whereby great bodily harm,**
23 **disfigurement or death can be inflicted; or**

24 **(C) knowingly causing physical contact with another person when**
25 **done in a rude, insulting or angry manner with a deadly weapon, or in**
26 **any manner whereby great bodily harm, disfigurement or death can**
27 **be inflicted;**

28 **(2) (A) recklessly causing great bodily harm to another person or**
29 **disfigurement of another person;**

30 **(B) recklessly causing bodily harm to another person with a**
31 **deadly weapon, or in any manner whereby great bodily harm,**
32 **disfigurement or death can be inflicted; or**

33 **(3) (A) committing an act described in K.S.A. 8-1567, and**
34 **amendments thereto, when great bodily harm to another person or**
35 **disfigurement of another person results from such act; or**

36 **(B) committing an act described in K.S.A. 8-1567, and**
37 **amendments thereto, when bodily harm to another person results**
38 **from such act under circumstances whereby great bodily harm,**
39 **disfigurement or death can result from such act; or**

40 **(4) committing an act described in K.S.A. 8-1567, and**
41 **amendments thereto, when great bodily harm to another person or**
42 **disfigurement of another person results from such act while:**

43 **(A) In violation of any restriction imposed on such person's**

1 driving privileges pursuant to article 10 of chapter 8 of the Kansas
2 Statutes Annotated, and amendments thereto;

3 (B) such person's driving privileges are suspended or revoked
4 pursuant to article 10 of chapter 8 of the Kansas Statutes Annotated,
5 and amendments thereto; or

6 (C) such person has been deemed a habitual violator as defined in
7 K.S.A. 8-285, and amendments thereto, including at least one violation
8 of K.S.A. 8-1567, and amendments thereto, or violating an ordinance
9 of any city in this state, any resolution of any county in this state or
10 any law of another state, which ordinance, resolution or law declares
11 to be unlawful the acts prohibited by that statute.

12 (c) Battery against a law enforcement officer is:

13 (1) Battery; as defined in subsection (a)(2); committed against a:

14 (A) Uniformed or properly identified university or campus police
15 officer while such officer is engaged in the performance of such
16 officer's duty;

17 (B) uniformed or properly identified state, county or city law
18 enforcement officer, other than a state correctional officer or
19 employee, a city or county correctional officer or employee or a
20 juvenile detention facility officer, or employee, while such officer is
21 engaged in the performance of such officer's duty;

22 (C) uniformed or properly identified federal law enforcement
23 officer while such officer is engaged in the performance of such
24 officer's duty;

25 (D) judge, while such judge is engaged in the performance of such
26 judge's duty;

27 (E) attorney, while such attorney is engaged in the performance
28 of such attorney's duty; or

29 (F) community corrections officer or court services officer, while
30 such officer is engaged in the performance of such officer's duty;

31 (2) battery; as defined in subsection (a)(1); committed against a:

32 (A) Uniformed or properly identified university or campus police
33 officer while such officer is engaged in the performance of such
34 officer's duty;

35 (B) uniformed or properly identified state, county or city law
36 enforcement officer, other than a state correctional officer or
37 employee, a city or county correctional officer or employee or a
38 juvenile detention facility officer, or employee, while such officer is
39 engaged in the performance of such officer's duty;

40 (C) uniformed or properly identified federal law enforcement
41 officer while such officer is engaged in the performance of such
42 officer's duty;

43 (D) judge, while such judge is engaged in the performance of such

1 judge's duty;

2 (E) attorney, while such attorney is engaged in the performance
3 of such attorney's duty; or

4 (F) community corrections officer or court services officer, while
5 such officer is engaged in the performance of such officer's duty; or

6 (3) battery; as defined in subsection (a) committed against a:

7 (A) State correctional officer or employee by a person in custody
8 of the secretary of corrections, while such officer or employee is
9 engaged in the performance of such officer's or employee's duty;

10 (B) state correctional officer or employee by a person confined in
11 such juvenile correctional facility, while such officer or employee is
12 engaged in the performance of such officer's or employee's duty;

13 (C) juvenile detention facility officer or employee by a person
14 confined in such juvenile detention facility, while such officer or
15 employee is engaged in the performance of such officer's or
16 employee's duty; or

17 (D) city or county correctional officer or employee by a person
18 confined in a city holding facility or county jail facility, while such
19 officer or employee is engaged in the performance of such officer's or
20 employee's duty.

21 (d) Aggravated battery against a law enforcement officer is:

22 (1) ~~An~~ Aggravated battery; as defined in subsection (b)(1)(A)
23 committed against a:

24 (A) Uniformed or properly identified state, county or city law
25 enforcement officer while the officer is engaged in the performance of
26 the officer's duty;

27 (B) uniformed or properly identified university or campus police
28 officer while such officer is engaged in the performance of such
29 officer's duty;

30 (C) uniformed or properly identified federal law enforcement
31 officer while such officer is engaged in the performance of such
32 officer's duty;

33 (D) judge, while such judge is engaged in the performance of such
34 judge's duty;

35 (E) attorney, while such attorney is engaged in the performance
36 of such attorney's duty; or

37 (F) community corrections officer or court services officer, while
38 such officer is engaged in the performance of such officer's duty;

39 (2) ~~an~~ aggravated battery; as defined in subsection (b)(1)(B) or (b)
40 (1)(C); committed against a:

41 (A) Uniformed or properly identified state, county or city law
42 enforcement officer while the officer is engaged in the performance of
43 the officer's duty;

1 **(B) uniformed or properly identified university or campus police**
2 **officer while such officer is engaged in the performance of such**
3 **officer's duty;**

4 **(C) uniformed or properly identified federal law enforcement**
5 **officer while such officer is engaged in the performance of such**
6 **officer's duty;**

7 **(D) judge, while such judge is engaged in the performance of such**
8 **judge's duty;**

9 **(E) attorney, while such attorney is engaged in the performance**
10 **of such attorney's duty; or**

11 **(F) community corrections officer or court services officer, while**
12 **such officer is engaged in the performance of such officer's duty; or**

13 **(3) knowingly causing, with a motor vehicle, bodily harm to a:**

14 **(A) Uniformed or properly identified state, county or city law**
15 **enforcement officer while the officer is engaged in the performance of**
16 **the officer's duty;**

17 **(B) uniformed or properly identified university or campus police**
18 **officer while such officer is engaged in the performance of such**
19 **officer's duty; or**

20 **(C) uniformed or properly identified federal law enforcement**
21 **officer while such officer is engaged in the performance of such**
22 **officer's duty.**

23 **(e) Battery against a school employee is a battery; as defined in**
24 **subsection (a); committed against a school employee in or on any**
25 **school property or grounds upon which is located a building or**
26 **structure used by a unified school district or an accredited nonpublic**
27 **school for student instruction or attendance or extracurricular**
28 **activities of pupils enrolled in kindergarten or any of the grades one**
29 **through 12 or at any regularly scheduled school sponsored activity or**
30 **event, while such employee is engaged in the performance of such**
31 **employee's duty.**

32 **(f) Battery against a mental health employee is a battery; as**
33 **defined in subsection (a); committed against a mental health employee**
34 **by a person in the custody of the secretary for aging and disability**
35 **services, while such employee is engaged in the performance of such**
36 **employee's duty.**

37 **(g) *Battery against a healthcare provider is a battery as defined in***
38 ***subsection (a) committed against a healthcare provider while such***
39 ***provider is engaged in the performance of such provider's duty.***

40 **(h) (1) Battery is a class B person misdemeanor.**

41 **(2) Aggravated battery as defined in:**

42 **(A) Subsection (b)(1)(A) or (b)(4) is a severity level 4, person**
43 **felony;**

- 1 **(B) subsection (b)(1)(B) or (b)(1)(C) is a severity level 7, person**
2 **felony;**
- 3 **(C) subsection (b)(2)(A) or (b)(3)(A) is a severity level 5, person**
4 **felony; and**
- 5 **(D) subsection (b)(2)(B) or (b)(3)(B) is a severity level 8, person**
6 **felony.**
- 7 **(3) Battery against a law enforcement officer as defined in:**
- 8 **(A) Subsection (c)(1) is a class A person misdemeanor;**
- 9 **(B) subsection (c)(2) is a severity level 7, person felony; and**
- 10 **(C) subsection (c)(3) is a severity level 5, person felony.**
- 11 **(4) Aggravated battery against a law enforcement officer as**
12 **defined in:**
- 13 **(A) Subsection (d)(1) or (d)(3) is a severity level 3, person felony;**
14 **and**
- 15 **(B) subsection (d)(2) is a severity level 4, person felony.**
- 16 **(5) Battery against a school employee is a class A person**
17 **misdemeanor.**
- 18 **(6) Battery against a mental health employee is a severity level 7,**
19 **person felony.**
- 20 *(7) Battery against a healthcare provider is a class A person*
21 *misdemeanor.*
- 22 ~~(h)~~*(i) As used in this section:*
- 23 **(1) "Correctional institution" means any institution or facility**
24 **under the supervision and control of the secretary of corrections;**
- 25 **(2) "state correctional officer or employee" means any officer or**
26 **employee of the Kansas department of corrections or any independent**
27 **contractor, or any employee of such contractor, whose duties include**
28 **working at a correctional institution;**
- 29 **(3) "juvenile detention facility officer or employee" means any**
30 **officer or employee of a juvenile detention facility as defined in K.S.A.**
31 **38-2302, and amendments thereto;**
- 32 **(4) "city or county correctional officer or employee" means any**
33 **correctional officer or employee of the city or county or any**
34 **independent contractor, or any employee of such contractor, whose**
35 **duties include working at a city holding facility or county jail facility;**
- 36 **(5) "school employee" means any employee of a unified school**
37 **district or an accredited nonpublic school for student instruction or**
38 **attendance or extracurricular activities of pupils enrolled in**
39 **kindergarten or any of the grades one through 12;**
- 40 **(6) "mental health employee" means: (A) An employee of the**
41 **Kansas department for aging and disability services working at**
42 **Larned state hospital, Osawatomic state hospital, Kansas neurological**
43 **institute and Parsons state hospital and training center and the**

1 treatment staff as defined in K.S.A. 59-29a02, and amendments
2 thereto; and (B) contractors and employees of contractors under
3 contract to provide services to the Kansas department for aging and
4 disability services working at any such institution or facility;

5 (7) "judge" means a duly elected or appointed justice of the
6 supreme court, judge of the court of appeals, judge of any district
7 court of Kansas, district magistrate judge or municipal court judge;

8 (8) "attorney" means a: (A) County attorney, assistant county
9 attorney, special assistant county attorney, district attorney, assistant
10 district attorney, special assistant district attorney, attorney general,
11 assistant attorney general or special assistant attorney general; and
12 (B) public defender, assistant public defender, contract counsel for the
13 state board of indigents' defense services or an attorney who is
14 appointed by the court to perform services for an indigent person as
15 provided by article 45 of chapter 22 of the Kansas Statutes Annotated,
16 and amendments thereto;

17 (9) "community corrections officer" means an employee of a
18 community correctional services program responsible for supervision
19 of adults or juveniles as assigned by the court to community
20 corrections supervision and any other employee of a community
21 correctional services program that provides enhanced supervision of
22 offenders such as house arrest and surveillance programs;

23 (10) "court services officer" means an employee of the Kansas
24 judicial branch or local judicial district responsible for supervising,
25 monitoring or writing reports relating to adults or juveniles as
26 assigned by the court, or performing related duties as assigned by the
27 court; ~~and~~

28 (11) "federal law enforcement officer" means a law enforcement
29 officer employed by the United States federal government who, as part
30 of such officer's duties, is permitted to make arrests and to be armed;
31 and

32 (12) "healthcare provider" means a person who is licensed,
33 registered, certified or otherwise authorized by the state of Kansas to
34 provide healthcare services in this state and employed by or providing
35 healthcare services at a hospital as defined in K.S.A. 65-425, and
36 amendments thereto.}

37 Section 1. {Sec. 3.} K.S.A. 2021 Supp. 48-963 is hereby amended to
38 read as follows: 48-963. (a) A physician may issue a prescription for or
39 order the administration of medication, including a controlled substance,
40 for a patient without conducting an in-person examination of such patient.

41 (b) A physician under quarantine, including self-imposed quarantine,
42 may practice telemedicine.

43 (c) (1) A physician holding a license issued by the applicable

1 licensing agency of another state may practice telemedicine to treat
2 patients located in the state of Kansas, if such out-of-state physician holds
3 a temporary emergency license granted pursuant to K.S.A. 2021 Supp. 48-
4 965, and amendments thereto.

5 (2) The state board of healing arts may extend the provisions of this
6 subsection to other healthcare professionals licensed and regulated by the
7 board as deemed necessary by the board to address the impacts of COVID-
8 19 and consistent with ensuring patient safety.

9 (d) A physician practicing telemedicine in accordance with this
10 section shall conduct an appropriate assessment and evaluation of the
11 patient's current condition and document the appropriate medical
12 indication for any prescription issued.

13 (e) Nothing in this section shall supersede or otherwise affect the
14 provisions of K.S.A. 40-2,215 or 65-4a10, and amendments thereto, ~~or~~
15 ~~K.S.A. 40-2,215, and amendments thereto.~~

16 (f) As used in this section:

17 (1) "Physician" means a person licensed to practice medicine and
18 surgery.

19 (2) "Telemedicine" means the delivery of healthcare services by a
20 healthcare provider while the patient is at a different physical location.

21 (g) This section shall expire on ~~March 31, 2022~~ *January 20, 2023*.

22 Sec. ~~2~~ {4.} K.S.A. 2021 Supp. 48-964 is hereby amended to read as
23 follows: 48-964. (a) (1) A hospital may admit patients in excess of such
24 hospital's number of licensed beds or inconsistent with the licensed
25 classification of such hospital's beds to the extent that such hospital
26 determines is necessary to treat COVID-19 patients and to separate
27 COVID-19 patients and non-COVID-19 patients.

28 (2) A hospital admitting patients in such manner shall notify the
29 department of health and environment as soon as practicable but shall not
30 be required to receive prior authorization to admit patients in such manner.

31 (b) (1) A hospital may utilize non-hospital space, including off-
32 campus space, to perform COVID-19 testing, triage, quarantine or patient
33 care to the extent that such hospital determines is necessary to treat
34 COVID-19 patients and to separate COVID-19 patients and non-COVID-
35 19 patients.

36 (2) The department of health and environment may impose
37 reasonable safety requirements on such use of non-hospital space to
38 maximize the availability of patient care.

39 (3) Non-hospital space used in such manner shall be deemed to meet
40 the requirements of K.S.A. 65-431(d), and amendments thereto.

41 (4) A hospital utilizing non-hospital space in such manner shall notify
42 the department of health and environment as soon as practicable but shall
43 not be required to receive prior authorization to utilize non-hospital space

1 in such manner.

2 (c) A medical care facility may permit healthcare providers
3 authorized to provide healthcare services in the state of Kansas to provide
4 healthcare services at such medical care facility without becoming a
5 member of the medical care facility's medical staff.

6 (d) As used in this section, "hospital" and "medical care facility"
7 mean the same as defined in K.S.A. 65-425, and amendments thereto.

8 (e) This section shall expire on ~~March 31, 2022~~ *January 20, 2023*.

9 Sec. ~~3~~ **{5.}** K.S.A. 2021 Supp. 60-5503 is hereby amended to read as
10 follows: 60-5503. (a) Notwithstanding any other provision of law, except
11 as provided in subsection (c), a healthcare provider is immune from civil
12 liability for damages, administrative fines or penalties ~~for that arise out of~~
13 **or relate to** acts, omissions, healthcare decisions or the rendering of or the
14 failure to render healthcare services, including services that are altered,
15 delayed or withheld, ~~as a direct response related~~ to the COVID-19 public
16 health emergency.

17 (b) The provisions of this section shall apply to any claims for
18 damages or liability that arise out of or relate to acts, omissions or
19 healthcare decisions occurring between March 12, 2020, and ~~March 31,~~
20 ~~2022~~ *January 20, 2023*, related to the COVID-19 public health emergency.

21 (c) (1) The provisions of this section shall not apply to civil liability
22 when it is established that the act, omission or healthcare decision
23 constituted gross negligence or willful, wanton or reckless conduct.

24 (2) The provisions of this section shall not apply to healthcare
25 services not related to COVID-19 that have not been altered, delayed or
26 withheld as a direct response to the COVID-19 public health emergency.

27 Sec. ~~4~~ **{6.}** K.S.A. 2021 Supp. 60-5504 is hereby amended to read as
28 follows: 60-5504. (a) Notwithstanding any other provision of law, a
29 person, or an agent of such person, conducting business in this state shall
30 be immune from liability in a civil action for a COVID-19 claim if such
31 person was acting pursuant to and in substantial compliance with public
32 health directives applicable to the activity giving rise to the cause of action
33 when the cause of action accrued.

34 (b) The provisions of this section shall expire on ~~March 31, 2022~~
35 *January 20, 2023*.

36 Sec. ~~5~~ **{7.}** K.S.A. 2021 Supp. 60-5508 is hereby amended to read as
37 follows: 60-5508. (a) The provisions of K.S.A. 2021 Supp. 60-5504, 60-
38 5505 and 60-5507, and amendments thereto, shall apply retroactively to
39 any cause of action accruing on or after March 12, 2020.

40 (b) The provisions of K.S.A. 2021 Supp. ~~60-5503 and~~ 60-5506, and
41 amendments thereto, ~~and the amendments made to K.S.A. 2021 Supp. 60-~~
42 ~~5506 by section 2 of 2021 House Bill No. 2126, shall apply retroactively~~
43 ~~to any cause of action accruing on or after March 12, 2020, and prior to~~

1 ~~termination of the state of disaster emergency related to the COVID-19~~
2 ~~public health emergency declared pursuant to K.S.A. 48-924, and~~
3 ~~amendments thereto.~~

4 (e) ~~The provisions of K.S.A. 2021 Supp. 60-5503, and amendments~~
5 ~~thereto,~~ shall apply retroactively to any cause of action accruing on or after
6 March 12, 2020, and prior to ~~March 31, 2022~~ *January 20, 2023*.

7 Sec. ~~6.~~ {8.} K.S.A. 2021 Supp. 65-468 is hereby amended to read as
8 follows: 65-468. As used in K.S.A. 65-468 through 65-474, and
9 amendments thereto:

10 (a) "Healthcare provider" means any person licensed or otherwise
11 authorized by law to provide health care services in this state or a
12 professional corporation organized pursuant to the professional
13 corporation law of Kansas by persons who are authorized by law to form
14 such corporation and who are health care providers as defined by this
15 subsection, or an officer, employee or agent thereof, acting in the course
16 and scope of employment or agency.

17 (b) "Member" means any hospital, emergency medical service, local
18 health department, home health agency, adult care home, medical clinic,
19 mental health center or clinic or nonemergency transportation system.

20 (c) "Mid-level practitioner" means a physician assistant or advanced
21 practice registered nurse who has entered into a written protocol with a
22 rural health network physician.

23 (d) "Physician" means a person licensed to practice medicine and
24 surgery.

25 (e) "Rural health network" means an alliance of members, including
26 at least one critical access hospital and at least one other hospital, that has
27 developed a comprehensive plan submitted to and approved by the
28 secretary of health and environment regarding: Patient referral and
29 transfer; the provision of emergency and nonemergency transportation
30 among members; the development of a network-wide emergency services
31 plan; and the development of a plan for sharing patient information and
32 services between hospital members concerning medical staff credentialing,
33 risk management, quality assurance and peer review.

34 (f) (1) "Critical access hospital" means a member of a rural health
35 network that: Makes available 24-hour emergency care services; provides
36 not more than 25 acute care inpatient beds or in the case of a facility with
37 an approved swing-bed agreement a combined total of extended care and
38 acute care beds that does not exceed 25 beds; provides acute inpatient care
39 for a period that does not exceed, on an annual average basis, 96 hours per
40 patient; and provides nursing services under the direction of a licensed
41 professional nurse and continuous licensed professional nursing services
42 for not less than 24 hours of every day when any bed is occupied or the
43 facility is open to provide services for patients unless an exemption is

1 granted by the licensing agency pursuant to rules and regulations. The
2 critical access hospital may provide any services otherwise required to be
3 provided by a full-time, on-site dietician, pharmacist, laboratory
4 technician, medical technologist and radiological technologist on a part-
5 time, off-site basis under written agreements or arrangements with one or
6 more providers or suppliers recognized under medicare. The critical access
7 hospital may provide inpatient services by a physician assistant, advanced
8 practice registered nurse or a clinical nurse specialist subject to the
9 oversight of a physician who need not be present in the facility. In addition
10 to the facility's 25 acute beds or swing beds, or both, the critical access
11 hospital may have a psychiatric unit or a rehabilitation unit, or both. Each
12 unit shall not exceed 10 beds and neither unit shall count toward the 25-
13 bed limit or be subject to the average 96-hour length of stay restriction.

14 (2) Notwithstanding the provisions of paragraph (1), prior to ~~March~~
15 ~~31, 2022~~ *January 20, 2023*, to the extent that a critical access hospital
16 determines it is necessary to treat COVID-19 patients or to separate
17 COVID-19 patients and non-COVID-19 patients, such critical access
18 hospital shall not be limited to 25 beds or, in the case of a facility with an
19 approved swing bed agreement, to a combined total of 25 extended care
20 and acute care beds, and shall not be limited to providing acute inpatient
21 care for a period of time that does not exceed, on an annual average basis,
22 96 hours per patient.

23 (g) "Hospital" means a hospital other than a critical access hospital
24 that has entered into a written agreement with at least one critical access
25 hospital to form a rural health network and to provide medical or
26 administrative supporting services within the limit of the hospital's
27 capabilities.

28 ~~Sec. 7.~~ **{9.}** K.S.A. 2021 Supp. **{21-5413,}** 48-963, 48-964, 60-5503,
29 60-5504, 60-5508 and 65-468 are hereby repealed.

30 ~~Sec. 8.~~ **{10.}** This act shall take effect and be in force from and after
31 its publication in the Kansas register.