



BRADEN · HEIDNER · LOWE  
& ASSOCIATES

# LEGISLATIVE REPORT



*KOTA*

*Kansas Legislative Report*

*March 4, 2022*

## **Overview**

Warmer weather in Topeka signals spring is on the horizon and the second half of the session is underway. After a short break for Turnaround, legislators returned to the capitol on Tuesday. The Turnaround deadline stopped hundreds of bills, exempting only legislation which has been passed by one chamber or resides in an exempt committee. The next two weeks will see committees work diligently to hold hearings and recommend bills. March 24 marks another deadline in which bills should be passed by the second chamber, reserving the last week of the month for conference committees to reconcile any differences between House and Senate versions.

The coming weeks expect to see both chambers develop and pass a budget while each also choose redistricting maps for their respective districts. Consideration of food sales tax reform continues with signs the recommended product will be more fiscally conservative than initial proposals.

## **Scope of Practice**

SB 440, which is KOTA's legislation making updates to the Occupational Therapy scope of practice is scheduled for a hearing next Wednesday in House Committee on Health and Human Services. The bill would allow occupational therapists, under certain conditions, to evaluate and initiate occupational therapy services on a patient without referral from a health care practitioner.

## **Rules and Regs**

Substitute for SB 34, which sets up formal reviews of administrative rules every five years for all agencies, including the State Board of Healing Arts, has been sent to the House. The bill now resides in the House Committee on Federal & State Affairs where it could have a hearing soon.

## **Mental Health Crisis Hotline**

House Committee on Energy, Utilities and Telecommunications has scheduled a hearing Substitute for HB 2281 known as the 988 bill. Substitute for HB 2281 would establish the 988 Suicide Prevention and Mental Health Crisis Hotline (Hotline) in Kansas. The bill would outline the responsibilities of the Kansas Department for Aging and Disability Services (KDADS), Hotline

centers, and service providers and would impose a 988 fee on telecommunications and other voice service. The bill would create a 988 fee in the amount of \$0.20 per month per subscriber account. The hearing is scheduled for next Thursday, March 10<sup>th</sup>.

### COVID-19 Treatment

Senate Substitute for HB 2280, known as the COVID Treatment Bill, which mandates pharmacists to dispense prescriptions related to COVID treatment, remains in the Senate Committee on Public Health & Welfare. The bill is not subject to legislative deadlines so action could still occur, but committee meetings are limited through March 18.

### QUESTIONS?

Please contact: Travis Grauerholz, Lobbyist, Braden Heidner Lowe & Associates  
 Email: [travisg@bhlandassociates.com](mailto:travisg@bhlandassociates.com) Office: 785-233-4512



Bill Number and Sponsor	Bill Subject	Current Status	Last Action
<a href="#">SB 10</a> Richard Hilderbrand, R-13th	Enacting the right to earn a living act to minimize unnecessary occupational licensing and regulation	In Senate Commerce	<b>01/20/2021 - Senate</b> Scheduled Hearing in Commerce: Wednesday, 1/27, 10:30 AM, Rm 546-S
<a href="#">Sub for SB 34</a> Senate Federal and State Affairs Committee	Requiring review of administrative rules and regulations every five years	In House Federal and State Affairs	<b>03/03/2022 - House</b> Scheduled Hearing in Federal and State Affairs: Wednesday, 3/9, 9:00 AM, Rm 346-S
<a href="#">SB 207</a> Mark Steffen, R-34th	Providing additional regulation and restrictions for out-of-state doctors to practice telemedicine in the state of Kansas	In Senate Public Health and Welfare	<b>02/11/2021 - Senate</b> Referred to Public Health and Welfare
<a href="#">SB 248</a> Senate Ways and Means Committee	Updating certain definitions, referral to specialty services and coordination of care provisions in the Kansas telemedicine act	In Senate Public Health and Welfare	<b>02/17/2021 - Senate</b> Referred to Public Health and Welfare

<a href="#">SB 440</a> Senate Public Health and Welfare Committee	Establishing when an occupational therapist may treat a patient without referral from a physician and requiring occupational therapists to maintain professional liability insurance	In House Health and Human Services	<b>03/02/2022 - House</b> Scheduled Hearing in Health and Human Services: Wednesday, 3/9, 1:30 PM, Rm 112-N
<a href="#">HB 2004</a> Ron Highland, R-51st	Creating the right to appeal an involuntary discharge or transfer from an adult residential care facility	On General Orders in House	<b>02/16/2022 - House</b> Committee Report recommending bill be passed, by Children and Seniors
<a href="#">HB 2046</a> Robert G. (Bob) Bethell Joint Committee on Home and Community Based Services and KanCare Oversight	Increasing reimbursement rates for providers of home and community-based services under the intellectual or developmental disability waiver, making appropriations for such rates and providing for legislative review of the waiting list for such services	In House Appropriations	<b>03/10/2021 - House</b> Scheduled Hearing in Appropriations: Wednesday, 3/17, 9:00 AM, Rm 112-N
<a href="#">HB 2048</a> House Federal and State Affairs Committee	Extending certain provisions of the governmental response to the COVID-19 pandemic in Kansas and providing certain relief related to health, welfare, property and economic security during this public health emergency	On General Orders in House	<b>01/19/2021 - House</b> Committee Report recommending bill be passed as amended by Judiciary
<a href="#">HB 2061</a> House Federal and State Affairs Committee	Increasing the minimum age to purchase or possess cigarettes and tobacco products from 18 to 21, and prohibiting cigarette vending machines and flavored vaping products	In House Federal and State Affairs	<b>01/14/2021 - House</b> Referred to Federal and State Affairs
<a href="#">HB 2150</a> House Children and Seniors Committee	Creating a definition of financial exploitation, requiring additional mandatory reporters and increasing investigation days in the abuse, neglect and financial exploitation of certain adults	In Senate Public Health and Welfare	<b>03/26/2021 - Senate</b> Referred to Public Health and Welfare
<a href="#">HB 2206</a> House Health and Human Services Committee	Updating certain definitions, referral to specialty services and coordination of care provisions in the Kansas telemedicine act	In House Appropriations	<b>03/05/2021 - House</b> Withdrawn from Health and Human Services; referred to Appropriations
<a href="#">S Sub for HB 2279</a> House Health and Human Services Committee	Amending the advanced practice registered nurse authorized scope of practice to permit the prescribing of drugs without a supervising physician	On General Orders in Senate	<b>02/22/2022 - Senate</b> Committee Report recommending substitute bill be passed,

			by Public Health and Welfare
<a href="#">HB 2400</a>	Enacting the massage therapist licensure act, to provide for regulation and licensing of massage therapists	In House Health and Human Services	<b>02/18/2021 - House</b> Referred to Health and Human Services
House Federal and State Affairs Committee			
<a href="#">HB 2652</a>	Continuing the governmental response to the COVID-19 pandemic in Kansas by extending the expanded use of telemedicine, the authority of the board of healing arts to grant certain temporary emergency licenses, the suspension of certain requirements related to medical care facilities and immunity from civil liability for certain healthcare providers, certain persons conducting business in this state and covered facilities for COVID-19 claims until January 20, 2023	In House Judiciary	<b>02/10/2022 - House</b> Referred to Judiciary
House Judiciary Committee			
<a href="#">HB 2672</a>	Creating the open borders for Kansas jobs act providing that professionals in certain occupations holding credentials from a state that has substantially equivalent requirements for such credentials as Kansas may be issued Kansas licenses or certifications	In House Commerce, Labor and Economic Development	<b>02/10/2022 - House</b> Referred to Commerce, Labor and Economic Development
Bill Rhiley, R-80th			