

As Amended by Senate Committee

Session of 2006

SENATE BILL No. 491

By Committee on Ways and Means

2-1

10 AN ACT concerning nursing home residents; relating to the personal
11 needs allowance.

12

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

14 Section 1. (a) ~~The secretary of social and rehabilitation services~~ **head**
15 **of the designated state medicaid agency** shall authorize for each resi-
16 dent and each resident spouse of a nursing facility receiving long-term
17 care in a medicaid approved institution to retain a certain amount of
18 money a month in a personal needs fund. Subject to the provisions of
19 this section, such amount shall be prescribed in rules and regulations
20 adopted by the ~~secretary of social and rehabilitation services~~ **head of the**
21 **designated state medicaid agency**, except that the amount shall not be
22 less than ~~\$50~~ **\$60**.

23 (b) ~~The secretary of social and rehabilitation services~~ **head of the**
24 **designated state medicaid agency** shall authorize for persons receiving
25 long-term care in a medicaid approved institution who also receive sup-
26 plemental security income payments of a certain amount of money per
27 month to supplement such income. Subject to the provisions of this sec-
28 tion, such amount shall be prescribed in rules and regulations adopted
29 by the ~~secretary of social and rehabilitation services~~ **head of the desig-**
30 **nated state medicaid agency**, except that the amount shall not be less
31 than ~~\$20~~ **\$30**.

32 (c) On or before July 1, 2007, and each year thereafter, ~~the secretary~~
33 ~~of social and rehabilitation services shall make adjustment for cost of living~~
34 ~~increases in the personal need allowance funds prescribed in subsections~~
35 ~~(a) and (b) of this section to reflect the annual average increase in the~~
36 ~~chained consumer price index for all urban consumers for the previous~~
37 ~~calendar year published by the U.S. department of labor~~ **the director of**
38 **the budget shall certify to the head of the designated state medicaid**
39 **agency the annual average increase in the chained consumer price**
40 **index for all urban consumers for the preceding calendar year pub-**
41 **lished by the United States department of labor and the head of the**
42 **designated state medicaid agency may make adjustments for cost of**
43 **living increases in the amount of moneys that can be retained in the**

1 *personal needs funds pursuant to subsections (a) and (b) in an*
2 *amount not to exceed such increase.*

3 Sec. 2. This act shall take effect and be in force from and after its
4 publication in the statute book.