



Dave Losey <ksgrandpa70@gmail.com>

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## Testimony on HB 2264

2 messages

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To: Donola.Fairbanks@senate.ks.gov

Mon, Mar 13, 2023 at 12:30 PM

Submitted by Dave Losey—Citizen

I oppose this bill in its present form.

Below are some items that need to be looked at more closely by your Committee. For instance:

First—(f)(g) Visitation policies and procedures adopted under this section shall not contain more stringent infection control protocols for visitors than for employees of the patient care facility who are providing direct care to patients.

Does this imply/intend protocols should be “as stringent”? How about less stringent in individual instances? See below for intensive or critical care unit.

Second—(g)(h) A patient care facility may:

- (1) Adopt visitation policies and procedures that are more stringent for intensive or critical care units;
- (2) modify visitation based on a patient's condition or need for rest;
- (3) require a visitor to agree in writing to follow the facility's policies and procedures;
- (4) temporarily suspend a visitor's in-person visitation if such visitor violates the facility's policies and procedures; or
- (5) revoke a visitor's in-person visitation if such visitor repeatedly violates the facility's policies and procedures or displays any violent or aggressive behavior; or
- (6) notwithstanding subsection (g), require a visitor to adhere to infection control procedures, including wearing personal protective equipment.

Consider deleting all items after Item (1) due to subjective and oppressive content.

Third—(j) A patient care facility shall be immune from civil liability.... Why grant immunity?

Last—(k) Nothing in this section shall be construed to:

(1) Supersede any federal law, rules, regulations or guidance regarding patient care facilities; or

(2) prohibit a patient care facility from taking actions necessary to ensure that such patient care facility remains eligible for federal financial participation, federal funds or participation in federal programs and for reimbursement for services provided in such patient care facility.

What if an intentional misdiagnosis occurs or a record is altered in order to qualify for Federal funds? Consideration should be given to deleting Item (2).

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