

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on **Health and Human Services** recommends **HB 2264** be amended on page 1, in line 27, after "from" by inserting "any person designated by the patient, if the patient has the capacity to make such designation, or any person designated by the patient's agent for healthcare decisions established by a durable power of attorney for healthcare decisions pursuant to K.S.A 58-625 et seq., and amendments thereto, if the patient does not have such capacity. Such visitor may include, but shall not be limited to"; in line 28, after "member" by inserting ", domestic partner or significant other";

On page 2, in line 1, after "(d)" by inserting "A patient may refuse in-person visitation or revoke previously granted in-person visitation from any person at any time.

(e)";

Also on page 2, also in line 1, by striking "shall" and inserting "may"; in line 2, by striking "that shall include" and inserting ", including"; also in line 2, by striking "be"; in line 23, by striking "medical" and inserting "patient"; in line 38, by striking "or"; in line 41, after "behavior" by inserting "; or

(6) notwithstanding subsection (g), require a visitor to adhere to infection control procedures, including wearing personal protective equipment";

On page 3, following line 2, by inserting:

"(j) A patient care facility shall be immune from civil liability for damages for acts taken in compliance with this section unless such act constitutes gross negligence or willful, wanton or reckless conduct.

(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.";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly;

On page 1, in the title, in line 4, by striking "requiring" and inserting "authorizing"; and the bill be passed as amended.

_____Chairperson