



***KHA's Capitol Comments***  
**March 27, 2023**

**House and Senate Debate Health-Related Bills Among Others**

Today, the House of Representatives debated the following health-related bills among the list of more than 30 bills before them on the day's agenda:

[House Bill 2438](#) eliminates the instructor-coordinator's certificate requirement associated with the teaching of emergency medical services courses. Passed on a vote of 123-0.

[Senate Bill 194](#) requires hospital district board members to be qualified electors of the county where the hospital is located or any adjacent county. The House saw a motion by Rep. John Carmichael (R-Wichita) to send the legislation back to the House Local Government Committee due to confusion over if the provisions related to having to own real property was limited to those that service on hospital boards from adjacent counties or for all hospital board members. The motion to send it back to the committee failed on a vote of 42-78. The House voted the bill down on a vote of 50-73.

[Senate Bill 228](#) modernizes statutes concerning county jails, removes the requirement that every county shall have a jail; modifies procedures used when district courts commit prisoners to jail in another county and when counties contract with city jails to keep prisoners; and requires a medical examination before certain United States prisoners or city prisoners are taken into the custody of a county jail. Passed on a vote of 122-1.

[Senate Bill 131](#) permits an out-of-state physician to receive a sports waiver to practice medicine in Kansas on a limited basis during certain sporting events and permits the Kansas State Board of Healing Arts to adopt procedures to allow other licensed and regulated health care professionals to be issued a sports waiver. The House saw a motion made by Rep. John Eplee (R-Atchinson) to add the contents of [House Bill 2263](#) as amended by the House Committee and [House Bill 2264](#) as passed by the House previously. House Bill 2263 allows pharmacy technicians to administer certain vaccines. House Bill 2264 enacts the No Patient Left Alone Act for in-person visitation at hospitals and long-term care. The amendment passed on a vote of 86-36. The bill as amended passed on a vote of 114-9.

The Senate debated the following health-related bills, among the list of 30 bills before them:

[House Bill 2214](#) changes the name of the Larned Correctional Mental Health Facility to the Larned State Correctional Facility and removes references to facilities that no longer exist. [House Bill 2375](#) establishes the temporary candidacy baccalaureate and masters social work licenses and provides requirements and fees therefor.

[House Bill 2263](#) authorizes pharmacy technicians to administer certain vaccines, creates a civil cause of action against a physician and requires revocation of a physician's license who performs a childhood gender reassignment service.

[House Bill 2292](#) enacts the Kansas Apprenticeship Tax Credit Act to encourage the development of apprenticeship programs in Kansas by providing income tax credits for participating businesses that employ apprentices.

[House Bill 2288](#) enacts the Counseling Compact to provide for interstate practice privileges for professional counselors.

[House Bill 2269](#) amends the Kansas Cigarette and Tobacco Products Act to raise the minimum age to 21 years old for the sale, purchase or possession of cigarettes, electronic cigarettes or tobacco products.

[House Bill 2125](#) provides for charitable event permits and demonstration permits for body art services, authorizes cease and desist orders against unlicensed providers of body art services and requires related administrative actions to be in accordance with the Kansas Administrative Procedure Act and reviewable under the Kansas Judicial Review Act and exempts adult care homes from statutes governing cosmetology and barbering facilities. The bill saw a proposed amendment dealing with record retention for tattoo artists that was not adopted by the chamber.

### **Kansas Supreme Court Hears Abortion Cases**

Today, the Kansas Supreme Court justices held a hearing on two abortion cases. This is the first time the Kansas court has considered abortion cases since the U.S. Supreme Court overturned federal protections last summer and Kansas voters had a vote on the matter. One case deals with the ban on dilation and evacuation abortions. The second deals with clinic regulations. There is no timeline on rulings that could be made in the future on the matters before the Kansas Supreme Court.