

Approved:

02-13-12

(Date)

MINUTES OF THE HOUSE AGING AND LONG TERM CARE COMMITTEE

The meeting was called to order by Chairperson Bob Bethell at 9:00 AM on Tuesday, February 7, 2012 in 144-S of the Capitol.

All members were present except:

Rep. Scott Schwab

Rep. Broderick Henderson

Committee staff present:

Iraida Orr, Research

Norm Furse, Revisor

Katherine McBride, Revisor

Shirley McCollum, Committee Assistant

Conferees appearing before the Committee:

Mitzi McFatrigh, Kansas Advocates for Better Care

Belinda Vierthaler, State LTC Ombudsman

Toni Wellshear, AARP

Rachel Monger, Leading Age Kansas

Cindy Luxen, Kansas Health Care Association

Others in attendance:

See attached list.

Chairman Bethell opened hearing on **HB 2583–Relating to offender registrant admittance to or residence within an adult care home.**

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

CONTINUATION SHEET

Minutes of the HOUSE AGING AND LONG TERM CARE Committee at 9:00 AM on Tuesday, February 7, in 144-S of the Capitol.

Joe Ewert, SRS, spoke as a Neutral to **HB 2583**. He told the committee that there are currently 22-24 registered sex offenders currently residing in nursing homes across the state. He provided the committee with two handouts. ([Attachment 1 & 2](#))

Rep. Otto and Rep. Wolfe Moore asked questions and made comments.

Chairman Bethell asked Katherine McBride to explain **HB 2583**.

Mitzi McFatrigh spoke in favor of **HB 2583** stating that she was in favor of requiring notification to facilities about sexual and violent offenders who are admitted to adult care home. ([Attachment 3](#)) She also gave handouts to the committee regarding State Policies for the Residency of Offenders in LTC facilities. ([Attachment 4](#))

Rep. Worley, Rep. Otto and Chairman Bethell made comments and asked questions.

Belinda Vierthaler spoke in favor of HB 2583 and gave an example of a problem that occurred that she was aware of. ([Attachment 5](#))

Rep. Otto asked questions.

Chairman Bethell opened the floor to other proponents before moving to Opponents.

Toni Wellshear, AARP, stated reasons why she was opposed to **HB 2583**. She feels that offenders should not be allowed in Kansas Adult care homes. ([Attachment 6](#))

Rep. Otto had questions and comments. Chairman Bethell explained to her that offenders are already able to live in adult care homes and asked her if she understood that **HB 2583** would not change that.

Rachel Monger, Leading Age Kansas, testified as a Neutral but stated that she had some concerns and asked the committee to consider some of these concerns when considering **HB 2583**. ([Attachment 7](#))

Rep. Wolfe Moore and Rep. Kelly asked questions and made comments.

Cindy Luxem, Kansas Health Care Association, spoke as a Neutral to **HB 2583**. She said that she has some concerns about the extra work and responsibility that the bill would put on the caregivers. She was also concerned about the nursing homes that were not registered with the Dep. of Aging. ([Attachment 8](#))

Rep. LeDoux and Rep. Otto asked questions and made comments. Rep. Hill asked for some clarification on **HB 2583** regarding to the type and number of offenders.

Katherine McBride explained **HB 2583**.

Rep. Bethell asked Kyle Smith from the KBI to answer questions regarding the number of offenders on the registry.

Rep. Hill and Rep. Wolf had questions and comments for Kyle Smith.

Meeting was adjourned at 10:10 a.m.