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Shawn Sullivan, Secretary

Sam Brownback, Governor

To: House Corrections and Juvenile Justice Committee

From: Lea Stueve
Assistant Secretary

Date: January 23, 2014

Subject: H.B. 2427, Relating to the alcohol or other drug addiction treatment act

Chairman Rubin and members of the Committee:

I appreciate the opportunity to present written testimony about the proposed amendment to the Alcohol or Other Drug Addiction Treatment Act. We will have staff present who can answer questions should the committee need anything further clarified.

The Secretary of the Kansas Department for Aging and Disability Services (KDADS) is authorized to oversee and establish standards for substance use treatment programs by K.S.A. 65-4001 through 65-4060. KDADS currently licenses 260 programs statewide and manages the block grant funds awarded by the Substance Abuse Mental Health Services Administration (SAMHSA) for these services.

While KDADS stands neutral to the changes proposed in House Bill 2427, we do have an area of concern. It is of extreme importance to clarify the meaning of "state institution" as that term now appears in HB 2427. The bill would add that term at K.S.A. 4024(r). The term "state institution" usually refers to state hospitals and not correctional facilities. For example, it means state hospitals at both K.S.A. 76-12a01 and K.S.A. 76-12b01. Unless the definition of "state institution" is clarified, KDADS could be responsible for licensing the state hospitals it operates as well as treatment facilities operated by other state agencies not intended to be affected by this bill.

With the above noted, the Agency is neutral on this legislation. However, we would encourage the Committee to look for ways to mitigate the unintended consequences of H.B. 2427.