

January 17, 2018

Dear Members of the Senate Sub-Committee

My name is Janie Carney. I am the wife of Frank Carney of Wichita, cofounder of Pizza Hut.

In my absence today I am writing to support Senate Bill HB2232. I have appeared for live testimony in 2016 to the senate sub-committee and in 2017 to the house sub-committee. I would be with you on this day, but my commitment to my participation in my husband's care, requires me to be in Wichita.

In my previous testimonies, I have shared not only Frank's story of neglect, I highlighted many other stories that occurred in only one facility of many, that refuses the right of loved ones to monitor standards of care. Because those testimonies are of record, I encourage you to reference them.

My stories highlight the stories of neglect. Although one should realize the continual practice of neglect usually manifests into an abuse of some kind to the very individuals that have spent their lives entrusted with the care of our generation.

While HB2232 falls under a health care bill, the inclusion of the common sense of this bill should be addressed. The term 'Caveat Emptor' (let the buyer beware) has been legislated out of nearly every consumer protection act in existence – except – for the care of the most vulnerable of our society. Your parents and your loved ones, in the state of Kansas, have fewer rights than your pets.

Through 'consumer protection acts' we have the ability to enter the court system seeking damages for lack of adherence to the standards of service or for non-performance of services. With the careful weaving of twisting the system, many care facilities and their lobbyists, in disagreement to allowing the 'right of electronic monitoring' have found a safe haven by posting notices of no recording devices allowed.

Of course they do this in a very pleasing and marketable fashion, "Due to the privacy of our residents, any photographic or auditory recordings are prohibited within the facility." Sounds good, but it is the privacy of the care facility and their self-serving practices, which they seek to protect. Denying the right to 'electronic monitoring', defends them from everything that occurs except a felony.

From the place of my position on the St. Joseph Hospital Vision Committee that is overwhelmingly involved in geriatric psychiatric care in South Central Kansas, I frequently witness yet another perspective. Falsely accusing a resident of behavioral issues for the purpose of either removing that resident from a facility or advancing

the level of care is a common practice. This occurs more often in facilities that do not allow electronic monitoring.

To the disadvantage of the psychiatric care provider, it is independently registered of record solely by the very care facility that desires the change in care levels or seeks to remove the resident from care. And the psychiatric provider has nothing to rely upon other than these false reports and observing a very frightened human being that has been whisked from the security of their nest.

These actions falsely crowd the geriatric psych units and cause a disadvantage to the people that truly need help. It is those practices that are unnecessarily accelerating the cost of Medicaid and Medicare within our state. If anything, that should put you on alert to protect the security of fiscal responsibility within our state budget.

Today, I shall implore you to pass this bill on to the senate, which passed the house last spring just one vote shy of a unanimous vote.

Sincerely,

Jane M. Carney