

*As Amended by Senate Committee*

[As Amended by House Committee of the Whole]

As Amended by House Committee

Session of 2006

## HOUSE BILL No. 2593

By Legislative Educational Planning Committee

1-11

14 AN ACT concerning the state board of regents; authorizing the board to  
15 procure certain insurance; amending K.S.A. 75-4101 and K.S.A. 2005  
16 Supp. 75-6501 and repealing the existing sections.  
17

18 *Be it enacted by the Legislature of the State of Kansas:*

19 Section 1. K.S.A. 75-4101 is hereby amended to read as follows: 75-  
20 4101. (a) There is hereby created a committee on surety bonds and in-  
21 surance, which shall consist of the state treasurer, the attorney general  
22 and the commissioner of insurance or their respective designees. The  
23 commissioner of insurance shall be the chairperson of the committee and  
24 the director of purchases or the director's designee shall be ex officio  
25 secretary. The committee shall meet on call of the chairperson and at  
26 such other times as the committee shall determine but at least once each  
27 month on the second Monday in each month. Meetings shall be held in  
28 the office of the commissioner of insurance. The members of the com-  
29 mittee shall serve without compensation. The secretary shall be the cus-  
30 todian of all property, records and proceedings of the committee. Except  
31 as provided in subsections (b) and (c) and in K.S.A. 74-4925 and 74-4927,  
32 ~~and amendments thereto, and in K.S.A. 75-6501 to 75-6511, inclusive,~~  
33 ~~and amendments thereto, and in K.S.A. this section and K.S.A. 74-4925,~~  
34 ~~74-4927, 75-6501 through 75-6511 and 76-749, and amendments thereto,~~  
35 no state agency shall purchase any insurance of any kind or nature or any  
36 surety bonds upon state officers or employees, except as provided in this  
37 act. Except as otherwise provided in this section, health care coverage  
38 and health care services of a health maintenance organization for state  
39 officers and employees designated under subsection (c) of K.S.A. 75-  
40 6501, and amendments thereto, shall be provided in accordance with the  
41 provisions of K.S.A. 75-6501 ~~to 75-6511, inclusive~~ *through 75-6511*, and  
42 amendments thereto.

43 (b) The Kansas turnpike authority may purchase group life, health

1 and accident insurance or health care services of a health maintenance  
2 organization for its employees or members of the highway patrol assigned,  
3 by contract or agreement entered pursuant to K.S.A. 68-2025, and  
4 amendments thereto, to police toll or turnpike facilities, independent of  
5 the committee on surety bonds and insurance and of the provisions of  
6 K.S.A. 75-6501 ~~to 75-6511, inclusive through 75-6511~~, and amendments  
7 thereto. Such authority may purchase liability insurance covering all or  
8 any part of its operations and may purchase liability and related insurance  
9 upon all vehicles owned or operated by the authority independent of the  
10 committee on surety bonds and insurance and such insurance may be  
11 purchased without complying with K.S.A. 75-3738 ~~to 75-3744, inclusive~~  
12 ~~through 75-3744~~, and amendments thereto. Any board of county com-  
13 missioners may purchase such insurance or health care services, inde-  
14 pendent of such committee, for district court officers and employees any  
15 part of whose total salary is payable by the county. Nothing in any other  
16 provision of the laws of this state shall be construed as prohibiting mem-  
17 bers of the highway patrol so assigned to police toll or turnpike facilities  
18 from receiving compensation in the form of insurance or health mainte-  
19 nance organization coverage as herein authorized.

20 (c) The agencies of the state sponsoring a foster grandparent or senior  
21 companion program, or both, shall procure a policy of accident, personal  
22 liability and excess automobile liability insurance insuring volunteers par-  
23 ticipating in such programs against loss in accordance with specifications  
24 of federal grant guidelines. Such agencies may purchase such policy of  
25 insurance independent of the committee on surety bonds and insurance  
26 and without complying with K.S.A. 75-3738 ~~to 75-3744, inclusive through~~  
27 ~~75-3744~~, and amendments thereto.

28 (d) *The state board of regents may enter into one or more group*  
29 *insurance contracts to provide health and accident insurance coverage or*  
30 *health care services of a health maintenance organization for all students*  
31 *attending a state educational institution as defined in K.S.A. 76-711, and*  
32 *amendments thereto, and such students' dependents ~~[except that such~~*  
33 *~~health insurance shall not provide coverage for abortions].~~ The par-*  
34 *ticipation by a student in such coverage shall be voluntary. In the case of*  
35 *students who are employed by a state educational institution in a student*  
36 *position, the level of employer contributions toward such coverage shall*  
37 *be determined by the board of regents. The board of regents may adopt*  
38 *rules and regulations necessary to administer and implement the provi-*  
39 *sions of this section.*

40 Sec. 2. K.S.A. 2005 Supp. 75-6501 is hereby amended to read as  
41 follows: 75-6501. (a) Within the limits of appropriations made or available  
42 therefor and subject to the provisions of appropriation acts relating  
43 thereto, the Kansas state employees health care commission shall develop

1 and provide for the implementation and administration of a state health  
2 care benefits program.

3 (b) The state health care benefits program may provide benefits for  
4 persons qualified to participate in the program for hospitalization, medical  
5 services, surgical services, nonmedical remedial care and treatment ren-  
6 dered in accordance with a religious method of healing and other health  
7 services. The program may include such provisions as are established by  
8 the Kansas state employees health care commission, including but not  
9 limited to qualifications for benefits, services covered, schedules and  
10 graduation of benefits, conversion privileges, deductible amounts, limi-  
11 tations on eligibility for benefits by reason of termination of employment  
12 or other change of status, leaves of absence, military service or other  
13 interruptions in service and other reasonable provisions as may be estab-  
14 lished by the commission.

15 (c) The Kansas state employees health care commission shall desig-  
16 nate by rules and regulations those persons who are qualified to partici-  
17 pate in the state health care benefits program, including active and retired  
18 public officers and employees and their dependents as defined by rules  
19 and regulations of the commission. *Such rules and regulations shall not*  
20 *apply to students attending a state educational institution as defined in*  
21 *K.S.A. 76-711, and amendments thereto, who are covered by insurance*  
22 *contracts entered into by the board of regents pursuant to K.S.A. 75-4101,*  
23 *and amendments thereto.* In designating persons qualified to participate  
24 in the state health care benefits program, the commission may establish  
25 such conditions, restrictions, limitations and exclusions as the commission  
26 deems reasonable. Such conditions, restrictions, limitations and exclu-  
27 sions shall include the conditions contained in subsection (d) of K.S.A.  
28 75-6506, and amendments thereto. Each person who was formerly  
29 elected or appointed and qualified to an elective state office and who was  
30 covered immediately preceding the date such person ceased to hold such  
31 office by the provisions of group health insurance or a health maintenance  
32 organization plan under the law in effect prior to August 1, 1984, or the  
33 state health care benefits program in effect after that date, shall continue  
34 to be qualified to participate in the state health care benefits program  
35 and shall pay the cost of participation in the program as established and  
36 in accordance with the procedures prescribed by the commission if such  
37 person chooses to participate therein.

38 ~~(d) The state health care benefits program established under this act~~  
39 ~~shall be effective on and after August 1, 1984.~~

40 (d) *The commission shall have no authority to assess charges for em-*  
41 *ployer contributions under the student health care benefits component of*  
42 *the state health care benefits program for persons who are covered by*  
43 *insurance contracts entered into by the board of regents pursuant to*

1 *K.S.A. 75-4101, and amendments thereto.*

2 **(e) Nothing in this act shall be construed to permit the Kansas**  
3 **state employees health care commission to discontinue the student**  
4 **health care benefits component of the state health care benefits**  
5 **program until the state board of regents has contracts in effect**  
6 **that provide student coverage pursuant to the authority granted**  
7 **therefor in ~~section 4~~ K.S.A. 75-4101, and amendments thereto.**

8 Sec. 3. K.S.A. 75-4101 and K.S.A. 2005 Supp. 75-6501 are hereby  
9 repealed.

10 Sec. 4. This act shall take effect and be in force from and after its  
11 publication in the Kansas register.

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