

HOUSE BILL No. 2350

By Committee on Appropriations

2-17

9 AN ACT concerning persons licensed in the state to practice medicine
10 and surgery; right of participation as a provider in health benefits
11 programs.
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13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. (a) No policy of group health insurance providing benefits
15 for hospital and medical expenses delivered in this state that is offered
16 by an accident and health insurance company, by a nonprofit medical and
17 surgical plan corporation, by a nonprofit hospital service plan corporation,
18 by a health maintenance organization, by a preferred provider organiza-
19 tion, by an individual practice association or by a similar mechanism may:

20 (1) Deny a person licensed in this state to practice medicine and
21 surgery the right to participate as a provider for any policy or plan on the
22 same terms and conditions as are offered to any other provider of medical
23 and surgical services under the policy or plan; or

24 (2) prevent any person who is a party to or beneficiary of any health
25 insurance policy from selecting a person licensed in this state to practice
26 medicine and surgery to furnish the medical and surgical services offered
27 under any policy or plan, under the same terms and conditions of the
28 policy or plan as those offered to any other provider of medical and sur-
29 gical services.

30 (b) All health benefit programs, as specified in subsection (a), and
31 amendments thereto, shall provide an annual period of enrollment of at
32 least 30 days during which period any person licensed in this state to
33 practice medicine and surgery may elect to participate in the plan under
34 the terms and conditions then offered unless the person licensed in this
35 state to practice medicine and surgery has lost status as a provider due
36 to failure to comply with the terms and conditions of the provider agree-
37 ment. Health benefit programs are not required to provide actual notice
38 of the period of open enrollment to the person licensed in this state to
39 practice medicine and surgery for medical and surgical services.

40 (c) Any provision in an accident and health insurance policy offered
41 in this state which violates the provisions of subsection (a) is void.

42 (d) The department of insurance shall enforce the provisions of this
43 act.

1 Sec. 2. This act shall take effect and be in force from and after its
2 publication in the Kansas register.