

AGENCY PROGRAM DESCRIPTIONS

Adjudication: Adjudication

Subprogram History

The Health Care Provider Insurance Availability Act, KSA 40-3401 et seq was enacted July 1, 1976. The Act was specifically cited by the KS Supreme Court in October 2012 in the case of Miller v. Johnson supporting the Legislature's authority to enact tort reforms.

Consequences of Not Funding This Subprogram

Health Care Providers would not be properly represented, patients would not receive appropriate compensation, and the Board of Governors would likely be held in contempt of court.

Statutory Basis

Specific: KSA 40-3403.

Mandatory/Discretionary	MOE/Match Requirement	Program Priority	Subprogram Priority
Mandatory	No	1	1

Medical Professional Liability: Medical Professional Liability

Subprogram History

The Health Care Provider Insurance Availability Act, KSA 40-3401 et seq was enacted July 1, 1976. The Act was specifically cited by the KS Supreme Court in October 2012 in the case of Miller v. Johnson supporting the Legislature's authority to enact tort reforms.

Consequences of Not Funding This Subprogram

Practitioners would not be able to be licensed to practice, which could result in individuals practicing without a violation or not practicing, leading to a sharp decrease in crucial services to the citizens of Kansas.

Statutory Basis

Specific: KSA 40-3402.

Mandatory/Discretionary	MOE/Match Requirement	Program Priority	Subprogram Priority
Mandatory	No	1	1

Subprograms Without Narrative Data

AGENCY PERFORMANCE MEASURES

			2022 Actuals	2023 Actuals	2024 Actuals	2025 Actuals	2026 Estimate	2027 Estimate
Adjudication: Adjudication								
Goal	Type	Measure						
In the event the courts determine that an injured patient should be compensated, to assure the appropriate compensation is provided in a timely manner.	Outcome	Expenditures (claim payments for settlements and awards) (in millions)	31.60	41.90	33.00	36.00	38.00	39.00
To assure appropriate representation and advocacy in the event of a claim against a health care provider.	Outcome	Number of claims closed	542	540	527	556	542	542
Medical Professional Liability: Medical Professional Liability								
Goal	Type	Measure						
To assure that all health care providers as defined in K.S.A. 40-3401 and maintain adequate professional liability coverage as required by K.S.A. 40-3402.	Outcome	Net surcharge revenue collected (millions)	\$24.40	\$19.70	\$20.20	\$21.40	\$25.00	\$25.00
		Number of health care providers as of July 1 of fiscal year	17,013	18,216	20,003	19,833	21,574	22,000
		Number of Insurance Companies offering PLI to KS health care providers	35	35	36	35	35	35
Footnotes								