

As Amended by House Committee

Session of 2004

HOUSE BILL No. 2925

By Committee on Appropriations

3-10

10 AN ACT concerning ~~the medical student loan act~~ **practice obligations**
11 **for certain students of allopathic or osteopathic medicine re-**
12 **ceiving financial assistance**; relating to service commitment areas;
13 amending **K.S.A. 74-3266 and K.S.A. 2003 Supp. 76-381** and re-
14 pealing the existing ~~section~~ **sections**.
15

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

17 Section 1. K.S.A. 2003 Supp. 76-381 is hereby amended to read as
18 follows: 76-381. As used in K.S.A. 76-380 through 76-386 and amend-
19 ments thereto:

- 20 (a) "Act" means the medical student loan act;
- 21 (b) "approved postgraduate residency training program" means a res-
22 idency training program in general pediatrics, general internal medicine,
23 family medicine, family practice or emergency medicine;
- 24 (c) "service commitment area" means (1) any community within any
25 county in Kansas other than Douglas, Johnson, Sedgwick, ~~or~~, Shawnee
26 ~~or Wyandotte~~ **or Wyandotte** county, (2) any state medical care facility
27 or institution, (3) any medical center operated by the veterans adminis-
28 tration of the United States, or (4) the full-time faculty of the university
29 of Kansas school of medicine in family medicine or family practice; **or**
30 **(5) any community within Wyandotte county for purposes of any**
31 **practice obligation under an agreement entered into by a person**
32 **who is enrolled for the first time after July 1, 2004, in a course of**
33 **study leading to the medical degree**; and
- 34 (d) "state medical care facility or institution" includes, but is not lim-
35 ited to, the Kansas state school for the visually handicapped, the Kansas
36 state school for the deaf, any institution under the secretary of social and
37 rehabilitation services, as defined by subsection (b) of K.S.A. 76-12a01
38 and amendments thereto, any institution under the commissioner of ju-
39 venile justice as defined by K.S.A. 38-1602, and amendments thereto, the
40 Kansas soldiers' home, the Kansas veterans' home and any correctional
41 institution under the secretary of corrections, as defined by subsection
42 (d) of K.S.A. 75-5202 and amendments thereto, but shall not include any
43 state educational institution under the state board of regents, as defined

1 by subsection (a) of K.S.A. 76-711 and amendments thereto, except as
2 specifically provided by statute.

3 **Sec. 2. K.S.A. 74-3266 is hereby amended to read as follows:**
4 **74-3266. (a) An agreement entered into by the state board of re-**
5 **gents and a Kansas resident who is an undergraduate student en-**
6 **rolled in or admitted to an accredited school of osteopathic med-**
7 **icine in a course of instruction leading to the degree of doctor of**
8 **osteopathy for the awarding of an osteopathic medical service**
9 **scholarship shall require that the person receiving the scholarship:**

10 (1) Complete the required course of instruction and receive
11 the degree of doctor of osteopathy;

12 (2) apply for and obtain a license to practice medicine and sur-
13 gery in Kansas;

14 (3) except as otherwise provided in subsection (c), engage in
15 the practice of medicine and surgery in Kansas on a full-time basis
16 for a period of 12 months for each year a scholarship was received
17 or on a part-time basis for a period equivalent to 12 months, as
18 determined by the state board of regents, for each year a schol-
19 arship was received;

20 (4) (A) with regard to persons entering into agreements prior
21 to the effective date of this act, commence such full-time or part-
22 time practice of medicine and surgery within nine months after
23 licensure or within nine months after completion of an approved
24 postgraduate residency training program and licensure, whichever
25 is later, and continue such practice in Kansas for a consecutive
26 period of months equal to the total number of months required
27 under the agreement;

28 (B) with regard to persons entering into agreements after the
29 effective date of this act, commence such full-time or part-time
30 practice of medicine and surgery within six months after licensure
31 or within six months after completion of an approved postgraduate
32 residency training program and licensure, whichever is later, and
33 continue such practice in Kansas for a consecutive period of
34 months equal to the total number of months required under the
35 agreement;

36 (5) agree that the service commitment for each agreement en-
37 tered into under this section is in addition to the service commit-
38 ment contained in any other agreement which has been or may be
39 entered into under this section for the purpose of obtaining schol-
40 arship aid;

41 (6) maintain records and make reports to the state board of
42 regents to document satisfaction of the obligation under such
43 agreement to engage in the full-time or part-time practice of med-

1 icine and surgery in Kansas and to continue such practice for a
2 consecutive period of months equal to the total number of months
3 required under the agreement; and

4 (7) repay amounts to the state board of regents as provided in
5 K.S.A. 74-3267, and amendments thereto, upon failure to engage
6 in the full-time or part-time practice of medicine and surgery in
7 Kansas for the required period of time under any agreement entered
8 into as provided in this section.

9 (b) Except as otherwise provided in subsection (c), each Kansas
10 student who enters into an agreement as provided in this section
11 shall serve the practice obligations incurred by such student under
12 the agreement in a rural area or a medically underserved area.

13 (c) (1) A person awarded an osteopathic medical service scholarship
14 may satisfy the obligation to engage in the practice of medicine
15 and surgery under an agreement entered into pursuant to this
16 section, even though such person is engaged in practice in an
17 area not designated a rural area or a medically underserved area,
18 through employment by the state of Kansas on a part-time basis,
19 which employment has been approved by the state board of regents,
20 for the practice of medicine and surgery at any state medical
21 care facility or institution.

22 (2) For the purposes of this subsection, service or employment
23 at a state medical care facility or institution on a part-time basis of
24 at least the equivalent of ½ time shall satisfy the obligation to engage
25 in the full-time practice of medicine and surgery in Kansas
26 for a period of 12 months for each year a scholarship was received
27 as provided in an agreement entered into under this section.

28 (d) For the purposes of the osteopathic medical service scholarship
29 program (1) “state medical care facility or institution” has
30 the meaning ascribed thereto in subsection (k) of K.S.A. 76-375,
31 and amendments thereto; (2) “approved postgraduate residency
32 training program” means a residency training program in general
33 internal medicine, pediatrics, family medicine, family practice, ob-
34 stetrics and gynecology, or emergency medicine; (3) “medically
35 underserved area” means a practice location designated medically
36 underserved by the state board of regents; and (4) “rural area”
37 means any county of this state other than Douglas, Johnson, Sedgewick,
38 Shawnee and Wyandotte counties has the meaning ascribed to “service
39 commitment area” by subsection (c) of K.S.A. 2003 Supp. 76-381, and
40 amendments thereto.

41 Sec. 2. **3. K.S.A. 74-3266 and K.S.A. 2003 Supp. 76-381 is are**
42 hereby repealed.

43

1 Sec. ~~3~~ 4. This act shall take effect and be in force from and after its
2 publication in the statute book.