

HOUSE BILL No. 2313

By Committee on Insurance and Financial Institutions

1-31

9 AN ACT relating to insurance; concerning certain reimbursement for
10 services; amending K.S.A. 2006 Supp. 40-2,103 and 40-19c09 and re-
11 pealing the existing sections; also repealing K.S.A. 40-2,104 and 40-
12 2,114.

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

15 Section 1. K.S.A. 2006 Supp. 40-2,103 is hereby amended to read as
16 follows: 40-2,103. The requirements of K.S.A. 40-2,100, 40-2,101, 40-
17 2,102, ~~40-2,104~~, 40-2,105, ~~40-2,114~~, 40-2,160, 40-2,165 through 40-2,170,
18 inclusive, 40-2250, K.S.A. 2006 Supp. 40-2,105a and 40-2,105b, and
19 amendments thereto, shall apply to all insurance policies, subscriber con-
20 tracts or certificates of insurance delivered, renewed or issued for delivery
21 within or outside of this state or used within this state by or for an indi-
22 vidual who resides or is employed in this state.

23 Sec. 2. K.S.A. 2006 Supp. 40-19c09 is hereby amended to read as
24 follows: 40-19c09. (a) Corporations organized under the nonprofit med-
25 ical and hospital service corporation act shall be subject to the provisions
26 of the Kansas general corporation code, articles 60 to 74, inclusive, of
27 chapter 17 of the Kansas Statutes Annotated, applicable to nonprofit cor-
28 porations, to the provisions of K.S.A. 40-214, 40-215, 40-216, 40-218, 40-
29 219, 40-222, 40-223, 40-224, 40-225, 40-226, 40-229, 40-230, 40-231, 40-
30 235, 40-236, 40-237, 40-247, 40-248, 40-249, 40-250, 40-251, 40-252,
31 40-254, 40-2,100, 40-2,101, 40-2,102, 40-2,103, ~~40-2,104~~, 40-2,105, 40-
32 2,116, 40-2,117, 40-2,153, 40-2,154, 40-2,160, 40-2,161, 40-2,163 through
33 40-2,170, inclusive, 40-2a01 *et seq.*, 40-2111 to 40-2116, inclusive, 40-
34 2215 to 40-2220, inclusive, 40-2221a, 40-2221b, 40-2229, 40-2230, 40-
35 2250, 40-2251, 40-2253, 40-2254, 40-2401 to 40-2421, inclusive, and 40-
36 3301 to 40-3313, inclusive, K.S.A. 2006 Supp. 40-2,105a and 40-2,105b,
37 and amendments thereto, except as the context otherwise requires, and
38 shall not be subject to any other provisions of the insurance code except
39 as expressly provided in this act.

40 (b) No policy, agreement, contract or certificate issued by a corpo-
41 ration to which this section applies shall contain a provision which ex-
42 cludes, limits or otherwise restricts coverage because medicaid benefits
43 as permitted by title XIX of the social security act of 1965 are or may be

1 available for the same accident or illness.

2 (c) Violation of subsection (b) shall be subject to the penalties pre-
3 scribed by K.S.A. 40-2407 and 40-2411, and amendments thereto.

4 Sec. 3. K.S.A. 40-2,104 and 40-2,114 and K.S.A. 2006 Supp. 40-2,103
5 and 40-19c09 are hereby repealed.

6 Sec. 4. This act shall take effect and be in force from and after its
7 publication in the statute book.