

## HOUSE BILL No. 2286

By Committee on Health and Human Services

Requested by Representative Reavis on behalf of the Kansas Dental Association

2-5

1 AN ACT concerning insurance; relating to dental benefit plans; providing  
2 for the use of alternative forms of payment; amending K.S.A. 2024  
3 Supp. 40-2,227 and repealing the existing section.

4  
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2024 Supp. 40-2,227 is hereby amended to read as  
7 follows: 40-2,227. (a) No dental benefit plan shall contain restrictions on  
8 methods of payment to a dentist from the dental benefit plan, such plan's  
9 contracted vendor or health maintenance organization in which the only  
10 acceptable payment method is a credit card payment.

11 (b) If initiating or changing payments to a dentist using electronic  
12 funds transfer payments, including virtual credit card payments, a dental  
13 benefit plan, such plan's contracted vendor or health maintenance  
14 organization shall:

15 (1) Notify the dentist if any fees are associated with a particular  
16 payment method; ~~and~~

17 (2) advise the dentist of the available methods of payment and  
18 provide clear instructions to the dentist as to how to select an alternative  
19 payment method; *and*

20 (3) *require that any decision by a dentist to select an alternative form*  
21 *of payment shall remain in force through the duration of the contract and*  
22 *any extension thereof.*

23 (c) A dental benefit plan, such plan's contracted vendor or health  
24 maintenance organization that initiates or changes payments to a dentist  
25 through the automated clearing house network, as codified in 45 C.F.R. §§  
26 162.1601 and 162.1602, *as in effect on July 1, 2025*, shall not charge a fee  
27 solely to transmit the payment to a dentist unless the dentist has consented  
28 to such fee. A dentist's agent may charge reasonable fees when  
29 transmitting an automated clearing house network payment related to  
30 transaction management, data management, portal services and other  
31 value-added services in addition to the bank transmittal.

32 (d) The provisions of this section shall not be waived by contract.  
33 Any contractual arrangement ~~in conflict~~ *that conflicts* with the provisions  
34 of this section or that purports to waive any requirements of this section  
35 shall be null and void and unenforceable.

1       Sec. 2.   K.S.A. 2024 Supp. 40-2,227 is hereby repealed.

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