

SENATE BILL No. 110

By Committee on Financial Institutions and Insurance

1-31

1 AN ACT concerning the state board of regents; relating to supplemental
2 health insurance coverage; authorizing the purchase thereof for certain
3 state employees; amending K.S.A. 2016 Supp. 75-4101 and repealing
4 the existing section.
5

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

7 Section 1. K.S.A. 2016 Supp. 75-4101 is hereby amended to read as
8 follows: 75-4101. (a) There is hereby created a committee on surety bonds
9 and insurance, which shall consist of the state treasurer, the attorney
10 general and the commissioner of insurance or their respective designees.
11 The commissioner of insurance shall be the chairperson of the committee
12 and the director of purchases or the director's designee shall be ex officio
13 secretary. The committee shall meet on call of the chairperson and at such
14 other times as the committee shall determine but at least once each month
15 on the second Monday in each month. Meetings shall be held in the office
16 of the commissioner of insurance. The members of the committee shall
17 serve without compensation. The secretary shall be the custodian of all
18 property, records and proceedings of the committee. Except as provided in
19 this section and K.S.A. 74-4925, 74-4927, 75-6501 through 75-6511 and
20 ~~K.S.A. 76-749~~, and amendments thereto, no state agency shall purchase
21 any insurance of any kind or nature or any surety bonds upon state officers
22 or employees, except as provided in this act. Except as otherwise provided
23 in this section, health care coverage and health care services of a health
24 maintenance organization for state officers and employees designated
25 under ~~subsection (e) of K.S.A. 75-6501(c)~~, and amendments thereto, shall
26 be provided in accordance with the provisions of K.S.A. 75-6501 through
27 75-6511, and amendments thereto.

28 (b) The Kansas turnpike authority may purchase group life, health
29 and accident insurance or health care services of a health maintenance
30 organization for its employees or members of the highway patrol assigned,
31 by contract or agreement entered pursuant to K.S.A. 68-2025, and
32 amendments thereto, to police toll or turnpike facilities, independent of the
33 committee on surety bonds and insurance and of the provisions of K.S.A.
34 75-6501 through 75-6511, and amendments thereto. Such authority may
35 purchase liability insurance covering all or any part of its operations and
36 may purchase liability and related insurance upon all vehicles owned or

1 operated by the authority independent of the committee on surety bonds
2 and insurance and such insurance may be purchased without complying
3 with K.S.A. 75-3738 through 75-3744, and amendments thereto. Any
4 board of county commissioners may purchase such insurance or health
5 care services, independent of such committee, for district court officers
6 and employees any part of whose total salary is payable by the county.
7 Nothing in any other provision of the laws of this state shall be construed
8 as prohibiting members of the highway patrol so assigned to police toll or
9 turnpike facilities from receiving compensation in the form of insurance or
10 health maintenance organization coverage as herein authorized.

11 (c) The agencies of the state sponsoring a foster grandparent or senior
12 companion program, or both, shall procure a policy of accident, personal
13 liability and excess automobile liability insurance insuring volunteers
14 participating in such programs against loss in accordance with
15 specifications of federal grant guidelines. Such agencies may purchase
16 such policy of insurance independent of the committee on surety bonds
17 and insurance and without complying with K.S.A. 75-3738 through 75-
18 3744, and amendments thereto.

19 (d) Any state educational institution as defined by K.S.A. 76-711, and
20 amendments thereto, may purchase insurance of any kind or nature except
21 employee health insurance. Such insurance shall be purchased on a
22 competitively bid or competitively negotiated basis in accordance with
23 procedures prescribed by the state board of regents. Such insurance may
24 be purchased independent of the committee on surety bonds and insurance
25 and without complying with K.S.A. 75-3738 through 75-3744, and
26 amendments thereto.

27 (e) (1) The state board of regents may enter into one or more group
28 insurance contracts to provide health and accident insurance coverage or
29 health care services of a health maintenance organization for all students
30 attending a state educational institution as defined in K.S.A. 76-711, and
31 amendments thereto, and such students' dependents, except that such
32 insurance shall not provide coverage for elective procedures that are not
33 medically necessary as determined by a treating physician. The
34 participation by a student in such coverage shall be voluntary. In the case
35 of students who are employed by a state educational institution in a student
36 position, the level of employer contributions toward such coverage shall be
37 determined by the board of regents.

38 (2) *The state board of regents is hereby authorized to independently*
39 *provide, through self-insurance or the purchase of insurance contracts,*
40 *health care benefits for employees of a state educational institution, as*
41 *such term is defined in K.S.A. 76-711, and amendments thereto, when the*
42 *state health care benefits program is insufficient to satisfy the*
43 *requirements of 22 C.F.R. § 62.14, as in effect upon the effective date of*

1 *this section. Such healthcare benefits shall be limited to only those for*
2 *whom the state health care benefits program does not meet federal*
3 *requirements.*

4 (3) The *state* board of regents may adopt rules and regulations
5 necessary to administer and implement the provisions of this section.

6 Sec. 2. K.S.A. 2016 Supp. 75-4101 is hereby repealed.

7 Sec. 3. This act shall take effect and be in force from and after its
8 publication in the Kansas register.