

As Amended by House Committee

Session of 2024

HOUSE BILL No. 2834

By Committee on Appropriations

Requested by Representative Sutton

3-12

1 AN ACT concerning the ~~state health care benefits program~~ **commissioner**
2 **of insurance; relating to the division of the state employee health**
3 **benefits plan; transferring officers, employees, powers, duties and**
4 **functions relating to such program the state health care benefits**
5 **program and the state workers compensation self-insurance fund**
6 **from the division of the state employee health benefits plan of the**
7 **department of administration to the insurance department; establishing**
8 **the commissioner of insurance as the chairperson of the Kansas state**
9 **employees health care commission; providing that all management**
10 **functions of such commission shall be administered by the**
11 **commissioner of insurance; eliminating a pilot program regarding**
12 **employer contributions for certain children; amending K.S.A. 44-512,**
13 **44-575, 44-577, 44-578 and 75-6503 and K.S.A. 2023 Supp. 75-37,169**
14 **and 75-6502 and repealing the existing sections; also repealing K.S.A.**
15 **75-6506a and K.S.A. 2023 Supp. 75-37,162, 75-37,163, 75-37,164, 75-**
16 **37,165, 75-37,166, 75-37,167 and, 75-37,168, 75-37,169, 75-37,170**
17 **and 75-37,171.**
18

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

20 New Section 1. All powers, duties and functions of the staff of the
21 division of the state employee health plan of the department of
22 administration established in K.S.A. 75-6501 et seq. and 75-7405(c)(7),
23 and amendments thereto, and any other statute involving the
24 administration of the state health care benefits program are hereby
25 transferred to and imposed upon the insurance department under the
26 direction of the commissioner of insurance.

27 New Sec. 2. (a) All officers and employees of the division of the state
28 employee health benefits plan of the department of administration who,
29 immediately prior to July 1, 2024, are engaged in the exercise and
30 performance of the powers, duties and functions involving the
31 administration of the state employee health benefits plan, as well as all
32 officers and employees of the department of administration who are
33 determined by the commissioner of insurance to be engaged in providing
34 administrative, technical or other support services that are essential to the
35 exercise and performance of the powers, duties and functions transferred

1 by section 1, and amendments thereto, are hereby transferred to the
2 insurance department. All classified officers and employees so transferred
3 shall retain their status as classified employees.

4 (b) Officers and employees of the division of the state employee
5 health benefits plan of the department of administration transferred by this
6 section shall retain all retirement benefits and leave balances and rights
7 that had accrued or vested prior to the date of transfer. The service of each
8 such officer and employee so transferred shall be deemed to have been
9 continuous. Any subsequent transfers, layoffs or abolition of classified
10 service positions under the Kansas civil service act shall be made in
11 accordance with the civil service laws and any rules and regulations
12 adopted thereunder. Nothing in this section shall affect the classified status
13 of any transferred person employed by the division of the state employee
14 health benefits plan of the department of administration prior to the date of
15 transfer.

16 (c) Notwithstanding the effective date of this section, the provisions
17 of this section prescribing the transfer of officers and employees from the
18 division of the state employee health benefits plan of the department of
19 administration to the insurance department shall commence at the start of a
20 payroll period.

21 New Sec. 3. (a) The insurance department shall be the successor in
22 every way to the powers, duties and functions of the division of the state
23 employee health benefits plan of the department of administration
24 involving the administration of the state health care benefits program that
25 were vested pursuant to K.S.A. 75-37,162 through 75-37,168, prior to their
26 repeal.

27 (b) Every act performed in the exercise of such transferred powers,
28 duties and functions by or under the authority of the insurance department
29 and the commissioner of insurance involving the administration of the
30 state health care benefits program shall be deemed to have the same force
31 and effect as if performed by the division of the state employee health
32 benefits plan, the secretary of administration or the director of the state
33 ~~employees~~ **employee** health benefits plan in which the same were vested
34 pursuant to K.S.A. 75-37,162 through 75-37,168, prior to their repeal.

35 (c) Whenever the division of the state employee health benefits plan
36 of the department of administration or words of like effect are referred to
37 or designated by a statute, contract, memorandum of agreement or other
38 document and such reference is in regard to any of the powers, duties and
39 functions transferred to the insurance department pursuant to section 1,
40 and amendments thereto, such reference or designation shall be deemed to
41 apply to the insurance department.

42 (d) All rules and regulations, orders and directives of the division of
43 the state employee health benefits plan of the department of administration

1 that relate to the powers, duties and functions transferred by section 1, and
2 amendments thereto, and are in effect on July 1, 2024, shall continue to be
3 effective and shall be deemed to be rules and regulations, orders and
4 directives of the commissioner of insurance until revised, amended,
5 repealed or nullified pursuant to law.

6 New Sec. 4. (a) The balances of all funds or accounts thereof
7 appropriated or reappropriated for the division of the state employee health
8 benefits plan of the department of administration relating to the powers,
9 duties and functions involving the administration of the state health care
10 benefits program are hereby transferred within the state treasury to the
11 insurance department and shall be used only for the purpose for which the
12 appropriation or reappropriation was originally made.

13 (b) Liability for all accrued compensation or salaries of officers and
14 employees who are transferred to the insurance department pursuant to
15 section 2, and amendments thereto, shall be assumed and paid by the
16 insurance department.

17 New Sec. 5. (a) The insurance department shall succeed to all
18 property, property rights, contracts and records that were used for or
19 pertain to the performance of powers, duties and functions involving the
20 administration of the state health care benefits program that were
21 transferred to the division of the state employee health benefits plan of the
22 department of administration pursuant to K.S.A. 75-37,162 through 75-
23 37,168, prior to their repeal.

24 (b) When any conflict arises as to the disposition of any personnel,
25 property, property right, contract, record, power, duty, function or the
26 unexpended balance of any appropriation as result of any transfer made by
27 or under the provisions of sections 1 through 5, and amendments thereto,
28 such conflict shall be resolved by the commissioner of insurance, whose
29 decision shall be final.

30 New Sec. 6. (a) No suit, action or other proceeding, judicial or
31 administrative, lawfully commenced, or that could have been commenced,
32 by or against the division of the state employee health benefits plan of the
33 department of administration or by or against the secretary of
34 administration in such secretary's official duties, shall abate by reason of
35 the transfer effected under the provisions of sections 1 through 5, and
36 amendments thereto. The court may allow any such suit, action or other
37 proceeding to be maintained by or against the insurance department or the
38 commissioner of insurance.

39 (b) No criminal action commenced or that could have been
40 commenced by the state shall abate by reason of the transfer effected under
41 the provisions of sections 1 through 5, and amendments thereto.

42 ~~Sec. 7.—K.S.A. 2023 Supp. 75-37,169 is hereby amended to read as~~
43 ~~follows: 75-37,169. (a) All powers, duties and functions of the staff of the~~

1 ~~department of health and environment established in K.S.A. 44-575-~~
2 ~~through 44-580, and amendments thereto, involving the administration of~~
3 ~~the state workers compensation self-insurance fund are hereby transferred~~
4 ~~to and imposed upon the department of administration, under the direction~~
5 ~~of the secretary of administration, and its division of the state employee~~
6 ~~health benefits plan, under the direction of the director of the state~~
7 ~~employee health benefits plan.~~

8 (b) ~~The secretary of administration shall administer the state workers~~
9 ~~compensation self-insurance fund and all payments from such fund shall~~
10 ~~be upon warrants of the director of accounts and reports issued pursuant to~~
11 ~~vouchers approved by the secretary of administration or a person or~~
12 ~~persons designated by the secretary. The director of accounts and reports~~
13 ~~may issue warrants pursuant to vouchers approved by the secretary for~~
14 ~~payments from the state workers compensation self-insurance fund not~~
15 ~~withstanding the fact that claims for such payments were not submitted or~~
16 ~~processed for payment from money appropriated for the fiscal year in~~
17 ~~which the state workers compensation self-insurance fund first became~~
18 ~~liable to make such payments.~~

19 (c) ~~The secretary of administration shall remit all moneys received by~~
20 ~~or for the secretary in the capacity as administrator of the state workers~~
21 ~~compensation self-insurance fund, to the state treasurer in accordance with~~
22 ~~the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt~~
23 ~~of each such remittance, the state treasurer shall deposit the entire amount~~
24 ~~in the state treasury to the credit of the state workers compensation self-~~
25 ~~insurance fund.~~

26 (d) ~~The balances of all funds or accounts thereof appropriated or re-~~
27 ~~appropriated for the division of health care finance of the department of~~
28 ~~health and environment or any state agency, department, board,~~
29 ~~commission or council, relating to the powers, duties and functions~~
30 ~~involving the administration of the state workers compensation self-~~
31 ~~insurance fund are hereby transferred within the state treasury to the~~
32 ~~department of administration for the division of the state employee health~~
33 ~~benefits plan and shall be used only for the purpose for which the~~
34 ~~appropriation was originally made. Liability for all accrued compensation~~
35 ~~or salaries of officers and employees who are transferred to the department~~
36 ~~of administration and the division of the state employee health benefits~~
37 ~~plan pursuant to this order shall be assumed and paid by the division of the~~
38 ~~state employee health benefits plan of the department of administration.~~

39 (e) ~~There is hereby established the state workplace health and safety~~
40 ~~program within the state workers compensation self-insurance program of~~
41 ~~the department of administration. The secretary of administration shall~~
42 ~~implement and the division of industrial health and safety of the Kansas~~
43 ~~department of labor shall assist in administering the state workplace health~~

1 and safety program for state agencies. The state workplace health and
2 safety program shall include, but not be limited to:

3 (1) ~~Workplace health and safety hazard surveys in all state agencies,~~
4 ~~including onsite interviews with employees;~~

5 (2) ~~workplace health and safety hazard prevention services, including~~
6 ~~inspection and consultation services;~~

7 (3) ~~procedures for identifying and controlling workplace hazards;~~

8 (4) ~~development and dissemination of health and safety informational~~
9 ~~materials, plans, rules and work procedures; and~~

10 (5) ~~training for supervisors and employees in healthful and safe work~~
11 ~~practices;~~

12 (f) ~~Except as provided in this order, the secretary of administration~~
13 ~~shall be the successor in every way to the powers, duties and functions of~~
14 ~~the secretary of health and environment that relate to the state workers-~~
15 ~~compensation self-insurance fund, in which the same were vested prior to~~
16 ~~the effective date of this order.~~

17 (g) ~~All orders and directives of the secretary of health and~~
18 ~~environment that relate to the state workers compensation self-insurance~~
19 ~~fund in existence immediately prior to the effective date of this order shall~~
20 ~~continue to be effective and shall be deemed to be the orders or directives~~
21 ~~of the secretary of administration, until revised, amended, repealed or~~
22 ~~nullified pursuant to law.~~

23 (h) ~~The secretary of administration shall succeed to all property,~~
24 ~~property rights, contracts and records that were used for or pertain to the~~
25 ~~performance of the powers, duties and functions transferred to the~~
26 ~~secretary of administration from the division of the state workers-~~
27 ~~compensation self-insurance fund of the department of health and~~
28 ~~environment pursuant to this order. Any conflicts as to the proper~~
29 ~~disposition of property, property rights, contracts and records arising under~~
30 ~~this section shall be resolved by the governor, whose decision shall be~~
31 ~~final.~~

32 (i) ~~All officers and employees of the division of the state workers-~~
33 ~~compensation self-insurance fund of the department of health and~~
34 ~~environment who, immediately prior to the effective date of this order, are~~
35 ~~engaged in the exercise and performance of the powers, duties and~~
36 ~~functions involving the administration of the state workers compensation~~
37 ~~self-insurance fund and transferred by this order, as well as all officers and~~
38 ~~employees of the department of health and environment who are~~
39 ~~determined by the secretary of administration to be engaged in providing~~
40 ~~administrative, technical or other support services that are essential to the~~
41 ~~exercise and performance of the powers, duties and functions transferred~~
42 ~~by this order, are hereby transferred to the department of administration,~~
43 ~~under the direction of the secretary of administration, and its division of~~

1 the state employee health benefits plan. All classified officers and
2 employees so transferred shall retain their status as classified employees.

3 ~~(j) Officers and employees of the division of the state workers
4 compensation self-insurance fund of the department of health and
5 environment transferred by this order shall retain all retirement benefits
6 and leave balances and rights that had accrued or vested prior to the date
7 of transfer. The service of each such officer or employee so transferred
8 shall be deemed to have been continuous. Any subsequent transfers,
9 layoffs or abolition of classified service positions under the Kansas civil
10 service act shall be made in accordance with the civil service laws and any
11 rules and regulations adopted thereunder. Nothing in this order shall affect
12 the classified status of any transferred person employed by the division of
13 the state workers compensation self-insurance fund of the department of
14 health and environment prior to the date of transfer.~~

15 **New Sec. 7. (a) All powers, duties and functions of the staff of the
16 division of the state employee health benefits plan of the department
17 of administration established in K.S.A. 44-575 through 44-580, and 75-
18 7405(c)(8), and amendments thereto, and any other statute involving
19 the administration of the state workers compensation self-insurance
20 fund are hereby transferred to and imposed upon the insurance
21 department, under the direction of the commissioner of insurance.**

22 **(b) The balances of all funds or accounts thereof appropriated or
23 reappropriated for the division of the state employee health benefits
24 plan of the department of administration or any state agency,
25 department, board, commission or council, relating to the powers,
26 duties and functions involving the administration of the state workers
27 compensation self-insurance fund are hereby transferred within the
28 state treasury to the insurance department and shall be used only for
29 the purpose for which the appropriation or reappropriation was
30 originally made. Liability for all accrued compensation or salaries of
31 officers and employees who are transferred to the insurance
32 department pursuant to this section shall be assumed and paid by the
33 insurance department.**

34 **(c) Except as provided in this section, the commissioner of
35 insurance shall be the successor in every way to the powers, duties and
36 functions of the secretary of administration that relate to the state
37 workers compensation self-insurance fund, in which the same were
38 vested prior to July 1, 2024.**

39 **(d) All orders and directives of the secretary of administration
40 that relate to the state workers compensation self-insurance fund in
41 existence immediately prior to July 1, 2024, shall continue to be
42 effective and shall be deemed to be the orders or directives of the
43 commissioner of insurance, until revised, amended, repealed or**

1 nullified pursuant to law.

2 (e) The commissioner of insurance shall succeed to all property,
3 property rights, contracts and records that were used for or pertain to
4 the performance of the powers, duties and functions transferred to the
5 commissioner of insurance from the division of the state employee
6 health benefits plan of the department of administration pursuant to
7 this section. Any conflict as to the proper disposition of property,
8 property rights, contracts and records arising under this section shall
9 be resolved by the commissioner of insurance, whose decision shall be
10 final.

11 (f) All officers and employees of the division of the state employee
12 health benefits plan of the department of administration who,
13 immediately prior to July 1, 2024, are engaged in the exercise and
14 performance of the powers, duties and functions involving the
15 administration of the state workers compensation self-insurance fund
16 and transferred by this section, as well as all officers and employees of
17 the department of administration who are determined by the
18 commissioner of insurance to be engaged in providing administrative,
19 technical or other support services that are essential to the exercise
20 and performance of the powers, duties and functions transferred by
21 this section, are hereby transferred to the insurance department,
22 under the direction of the commissioner of insurance. All classified
23 officers and employees so transferred shall retain their status as
24 classified employees.

25 (g) Officers and employees of the division of the state employee
26 health benefits plan of the department of administration transferred
27 by this section shall retain all retirement benefits and leave balances
28 and rights that had accrued or vested prior to the date of transfer. The
29 service of each such officer or employee so transferred shall be
30 deemed to have been continuous. Any subsequent transfers, layoffs or
31 abolition of classified service positions under the Kansas civil service
32 act shall be made in accordance with the civil service laws and any
33 rules and regulations adopted thereunder. Nothing in this section shall
34 affect the classified status of any transferred person employed by the
35 division of the state employee health benefits plan of the department
36 of administration prior to the date of transfer.

37 Sec. 8. K.S.A. 44-512 is hereby amended to read as follows: 44-
38 512. Workers compensation payments shall be made at the same time,
39 place and in the same manner as the wages of the worker were
40 payable at the time of the accident, but upon the application of either
41 party the administrative law judge may modify such requirements in a
42 particular case as the administrative law judge deems just, except
43 that: (a) Payments from the workers compensation fund established

1 by K.S.A. 44-566a, and amendments thereto, shall be made in the
2 manner approved by the commissioner of insurance; (b) payments
3 from the state workers compensation self-insurance fund established
4 by K.S.A. 44-575, and amendments thereto, shall be made in a manner
5 approved by the ~~secretary of health and environment~~ *commissioner of*
6 *insurance*; and (c) whenever temporary total disability compensation is
7 to be paid under the workers compensation act, payments shall be
8 made only in cash, by check or in the same manner that the employee
9 is normally compensated for salary or wages and not by any other
10 means, except that any such compensation may be paid by warrant of
11 the director of accounts and reports issued for payment of such
12 compensation from the workers compensation fund or the state
13 workers compensation self-insurance fund under the workers
14 compensation act.

15 Sec. 9. K.S.A. 44-575 is hereby amended to read as follows: 44-
16 575. (a) As used in K.S.A. 44-575 through 44-580, and amendments
17 thereto, "state agency" means the state, or any department or agency
18 of the state, but not including the Kansas turnpike authority, the
19 university of Kansas hospital authority, any political subdivision of the
20 state or the district court with regard to district court officers or
21 employees whose total salary is payable by counties.

22 (b) For the purposes of providing for the payment of
23 compensation for claims arising on and after July 1, 1974, and all
24 other amounts required to be paid by any state agency as a self-
25 insured employer under the workers compensation act and any
26 amendments or additions thereto, there is hereby established the state
27 workers compensation self-insurance fund in the state treasury. The
28 name of the state workmen's compensation self-insurance fund is
29 hereby changed to the state workers compensation self-insurance
30 fund. Whenever the state workmen's compensation self-insurance
31 fund is referred to or designated by any statute, contract or other
32 document, such reference or designation shall be deemed to apply to
33 the state workers compensation self-insurance fund.

34 (c) The state workers compensation self-insurance fund shall be
35 liable to pay: (1) All compensation for claims arising on and after July
36 1, 1974, and all other amounts required to be paid by any state agency
37 as a self-insured employer under the workers compensation act and
38 any amendments or additions thereto; (2) the amount that all state
39 agencies are liable to pay of the "carrier's share of expense" of the
40 administration of the office of the director of workers' compensation
41 as provided in K.S.A. 74-712 through 74-719, and amendments
42 thereto, for each fiscal year; (3) all compensation for claims remaining
43 from the self-insurance program which existed prior to July 1, 1974,

1 for institutional employees of the commission of community services
2 and programs of the Kansas department for aging and disability
3 services; (4) the cost of administering the state workers compensation
4 self-insurance fund including the defense of such fund and any costs
5 assessed to such fund in any proceeding to which it is a party; and (5)
6 the cost of establishing and operating the state workplace health and
7 safety program under subsection (f). For the purposes of K.S.A. 44-
8 575 through 44-580, and amendments thereto, all state agencies are
9 hereby deemed to be a single employer whose liabilities specified in
10 this section are hereby imposed solely upon the state workers
11 compensation self-insurance fund and such employer is hereby
12 declared to be a fully authorized and qualified self-insurer under
13 K.S.A. 44-532, and amendments thereto, but such employer shall not
14 be required to make any reports thereunder.

15 ~~(d) The secretary of health and environment commissioner of~~
16 ~~insurance shall administer the state workers compensation self-~~
17 ~~insurance fund and all payments from such fund shall be upon~~
18 ~~warrants of the director of accounts and reports issued pursuant to~~
19 ~~vouchers approved by the secretary of health and environment~~
20 ~~commissioner of insurance or a person or persons designated by the~~
21 ~~secretary commissioner. The director of accounts and reports may issue~~
22 ~~warrants pursuant to vouchers approved by the secretary~~
23 ~~commissioner of insurance for payments from the state workers~~
24 ~~compensation self-insurance fund notwithstanding the fact that claims~~
25 ~~for such payments were not submitted or processed for payment from~~
26 ~~money appropriated for the fiscal year in which the state workers~~
27 ~~compensation self-insurance fund first became liable to make such~~
28 ~~payments.~~

29 ~~(e) The secretary of health and environment commissioner of~~
30 ~~insurance shall remit all moneys received by or for the secretary~~
31 ~~commissioner in the capacity as administrator of the state workers~~
32 ~~compensation self-insurance fund, to the state treasurer in accordance~~
33 ~~with the provisions of K.S.A. 75-4215, and amendments thereto. Upon~~
34 ~~receipt of each such remittance, the state treasurer shall deposit the~~
35 ~~entire amount in the state treasury to the credit of the state workers~~
36 ~~compensation self-insurance fund.~~

37 (f) There is hereby established the state workplace health and
38 safety program within the state workers compensation self-insurance
39 program of the ~~insurance department of health and environment. The~~
40 ~~secretary of health and environment commissioner of insurance shall~~
41 ~~implement and the division of industrial health and safety of the~~
42 ~~Kansas department of labor shall assist in administering the state~~
43 ~~workplace health and safety program for state agencies. The state~~

1 workplace health and safety program shall include, but not be limited
2 to:

3 (1) Workplace health and safety hazard surveys in all state
4 agencies, including onsite interviews with employees;

5 (2) workplace health and safety hazard prevention services,
6 including inspection and consultation services;

7 (3) procedures for identifying and controlling workplace hazards;

8 (4) development and dissemination of health and safety
9 informational materials, plans, rules and work procedures; and

10 (5) training for supervisors and employees in healthful and safe
11 work practices.

12 Sec. 10. K.S.A. 44-577 is hereby amended to read as follows: 44-
13 577. (a) All claims for compensation under the workers compensation
14 act against any state agency for claims arising on and after July 1,
15 1974, and claims for compensation remaining from the self-insurance
16 program which existed prior to July 1, 1974, for institutional
17 employees of the commission of community services and programs of
18 the Kansas department for aging and disability services shall be made
19 against the state workers compensation self-insurance fund. Such
20 claims shall be served upon the ~~secretary of health and environment~~
21 ~~commissioner of insurance in the secretary's commissioner's~~ capacity as
22 administrator of the state workers compensation self-insurance fund
23 in the manner provided for claims against other employers under the
24 workers compensation act. The chief attorney for the ~~insurance~~
25 ~~department of health and environment~~, or another attorney of the
26 ~~insurance department of health and environment~~ designated by the chief
27 attorney, shall represent and defend the state workers compensation
28 self-insurance fund in all proceedings under the workers
29 compensation act.

30 (b) ~~The secretary of health and environment commissioner of~~
31 ~~insurance~~ shall investigate, or cause to be investigated, each claim for
32 compensation against the state workers compensation self-insurance
33 fund. For the purposes of such investigations, the ~~secretary of health~~
34 ~~and environment commissioner of insurance~~ is authorized to obtain
35 expert medical advice regarding the injuries, occupational diseases
36 and disabilities involved in such claims. If, based upon such
37 investigation and any other available information, the ~~secretary of~~
38 ~~health and environment commissioner of insurance~~ finds that there is no
39 material dispute as to any issue involved in the claim, that the claim is
40 valid and that the claim should be settled by agreement, the ~~secretary~~
41 ~~of health and environment commissioner of insurance~~ may proceed to
42 enter into such an agreement with the claimant, for the state workers
43 compensation self-insurance fund. Any such agreement may provide

1 for lump-sum settlements subject to approval by the director and all
2 such agreements shall be filed in the office of the director for approval
3 as provided in K.S.A. 44-527, and amendments thereto. All other
4 claims for compensation against such fund shall be paid in accordance
5 with the workers compensation act pursuant to final awards or orders
6 of an administrative law judge or the board or pursuant to orders and
7 findings of the director under the workers compensation act.

8 (c) For purposes of the workers compensation act, a volunteer
9 member of a regional emergency medical response team as provided
10 in K.S.A. 48-928, and amendments thereto, shall be considered a
11 person in the service of the state in connection with authorized
12 training and upon activation for emergency response, except when
13 such duties arise in the course of employment or as a volunteer for an
14 employer other than the state.

15 **Sec. 11. K.S.A. 44-578 is hereby amended to read as follows: 44-**
16 **578. The ~~secretary of health and environment~~ commissioner of insurance**
17 **may adopt rules and regulations necessary for the administration of**
18 **the state workers compensation self-insurance fund, including the**
19 **processing and settling of claims for compensation made against such**
20 **fund.**

21 ~~Sec. 8.~~ 12. K.S.A. 2023 Supp. 75-6502 is hereby amended to read as
22 follows: 75-6502. (a) There is hereby established the Kansas state
23 employees health care commission which is composed of seven members
24 as follows: (1) The commissioner of insurance; (2) the secretary of
25 administration; (3) a current state employee who is currently enrolled in
26 the state healthcare benefits program group health insurance medical plan,
27 appointed by the governor; (4) a person who retired from a position in
28 state service and who is currently enrolled in the state healthcare benefits
29 program group health insurance medical plan, appointed by the governor;
30 (5) a representative of the general public, appointed by the governor; (6) a
31 member of the senate ways and means committee, appointed by the
32 president of the senate; and (7) a member of the house of representatives
33 appropriations committee, appointed by the speaker of the house of
34 representatives. A state officer or employee may not be appointed as the
35 member representative of the general public.

36 (b) Each member appointed under this section by the governor shall
37 serve at the pleasure of the governor. The member appointed by the
38 president of the senate shall serve at the pleasure of the president of the
39 senate, and the member appointed by the speaker of the house of
40 representatives shall serve at the pleasure of the speaker of the house of
41 representatives. Not more than five members of the commission shall be
42 members of the same political party.

43 (c) The chairperson of the commission shall be ~~designated by the~~

1 ~~governor~~ *commissioner of insurance*. The commission shall meet at least
2 once each calendar quarter and at such other times as may be required on
3 call of the chairperson or any three members thereof.

4 (d) A quorum of the Kansas state employees health care commission
5 shall be four. All actions of the commission shall be taken by a majority of
6 all of the members of the commission.

7 (e) Members of the Kansas state employees health care commission
8 attending meetings of such commission, or attending a subcommittee
9 meeting thereof authorized by such commission, shall be paid
10 compensation, subsistence allowances, mileage and other expenses as
11 provided in K.S.A. 75-3223, and amendments thereto.

12 ~~Sec. 9-~~ **13.** K.S.A. 75-6503 is hereby amended to read as follows: 75-
13 6503. (a) Except as otherwise provided by this act, all budgeting,
14 purchasing and related management functions of the Kansas state
15 employees health care commission shall be administered by the ~~secretary~~
16 ~~of administration under the direction and supervision of the chairperson of~~
17 ~~the commission~~ *commissioner of insurance*. All vouchers for expenditures
18 and all payrolls of the Kansas state employees health care commission
19 shall be approved by the chairperson of the commission or by a person or
20 persons designated by the chairperson.

21 (b) There is hereby created the position of technical administrator for
22 the state health care benefit program. Under the direction and supervision
23 of the ~~secretary of administration~~ *commissioner of insurance*, the technical
24 administrator shall provide primary staffing assistance to the commission
25 and perform such other functions and duties as may be prescribed by the
26 commission. The technical administrator shall be in the ~~classified or~~
27 ~~unclassified~~ service under the Kansas civil service act ~~as specified by the~~
28 ~~secretary of administration~~ and shall be appointed by the ~~secretary of~~
29 ~~administration~~ *commissioner of insurance*. Within the limits of available
30 appropriations, the ~~secretary of administration~~ *commissioner of insurance*
31 shall provide such additional assistance as may be requested by the
32 commission.

33 ~~Sec. 10-~~ **14.** K.S.A. ~~44-512, 44-575, 44-577, 44-578,~~ 75-6503 and 75-
34 6506a and K.S.A. 2023 Supp. 75-37,162, 75-37,163, 75-37,164, 75-
35 37,165, 75-37,166, 75-37,167, 75-37,168, 75-37,169, **75-37,170, 75-**
36 **37,171** and 75-6502 are hereby repealed.

37 ~~Sec. 11-~~ **15.** This act shall take effect and be in force from and after
38 its publication in the statute book.