

HOUSE BILL No. 2129

By Committee on Insurance and Pensions

1-25

1 AN ACT concerning the state health care benefits program; providing
2 coverage for tobacco cessation treatments; requiring the Kansas state
3 employees health care commission to report on such benefits to the
4 legislature.

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

7 Section 1. (a) Commencing in plan year 2022, within the limits of
8 appropriations therefor, the Kansas state employees health care
9 commission shall implement coverage for tobacco cessation benefits, as
10 described in subsection (b), for enrollees in the state health care benefits
11 program established under K.S.A. 75-6501, and amendments thereto.

12 (b) Tobacco cessation benefits provided under this section shall
13 include coverage for:

14 (1) Any United States food and drug administration-approved
15 medication prescribed as a tobacco cessation treatment. The Kansas state
16 employees health care commission shall provide coverage for at least four
17 90-day medication-supported tobacco cessation attempts per year;

18 (2) individual or group counseling, including telephone counseling,
19 for tobacco cessation provided by any provider who has education and
20 counseling within the provider's scope of practice, including, but not
21 limited to, a physician, mid-level practitioner, individual under the
22 supervision of a physician or mid-level practitioner, individual who has a
23 tobacco treatment specialist certificate from a program accredited by the
24 council for tobacco treatment programs, or substantially equivalent
25 certification, mental health provider, substance use disorder provider,
26 clinic, hospital, home health agency or Indian health services provider. The
27 Kansas state employees health care commission shall not impose any
28 annual limit for the receipt of such counseling benefit; and

29 (3) combination pharmacotherapy for tobacco cessation. The Kansas
30 state employees health care commission shall advise and consult with the
31 department of health and environment to implement safety guidelines for
32 the use of such combination pharmacotherapy that are substantially the
33 same as such guidelines for the coverage of such combination
34 pharmacotherapy under the medical assistance program.

35 (c) The Kansas state employees health care commission shall not
36 impose any lifetime limit or prior authorization or cost-sharing

1 requirement for the receipt of benefits provided under this section.

2 (d) On or before March 1, 2023, the Kansas state employees health
3 care commission shall submit a report regarding the coverage required by
4 this section to the president of the senate, the speaker of the house of
5 representatives, the senate standing committee on insurance, or any
6 successor committee, and the house of representatives standing committee
7 on insurance and pensions, or any successor committee. Such report shall
8 be submitted in the manner and include the information required by K.S.A.
9 40-2249a, and amendments thereto.

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