AN ACT concerning health and healthcare; relating to the Kansas medical assistance program; providing coverage for tobacco cessation treatments.

Be it enacted by the Legislature of the State of Kansas:
Section 1. (a) The department of health and environment and any managed care organization providing state medicaid services under the Kansas medical assistance program shall provide coverage for tobacco cessation treatments as follows:
(1) The Kansas medical assistance program shall provide coverage and shall reimburse any participating healthcare provider for tobacco cessation treatments for any state medicaid recipient, including: Any United States food and drug administration-approved medication prescribed as a tobacco cessation treatment; and individual, group or telephone counseling for tobacco cessation, as defined by the United States centers for medicare and medicaid services for purposes of medicaid reimbursement.
(2) A recipient of state medicaid services shall not be limited in the number of covered tobacco cessation attempts for counseling treatments, whether on an annual, lifetime or other basis, but shall be limited to four covered tobacco cessation attempts per year for medication treatments.
(3) The department of health and environment and any managed care organization shall not impose prior authorization requirements upon any treatments prescribed or ordered by a participating healthcare provider for tobacco cessation purposes.
(4) The department of health and environment and any managed care organization shall not impose any copayment or other out-of-pocket cost sharing for tobacco cessation treatments for a state medicaid recipient, including any deductible.
(b) The department of health and environment shall implement and administer this section consistent with applicable federal laws and regulations and shall submit to the United States centers for medicare and medicaid services any state medicaid plan amendment, waiver request or other approval request necessary to implement this section.
(c) The department of health and environment shall adopt rules and regulations as may be necessary to implement and administer this section.
Sec. 2. This act shall take effect and be in force from and after its publication in the statute book.