

SENATE BILL No. 299

By Senator Emler

2-6

9 AN ACT concerning insurance; providing coverage to include reim-
10 bursement for ambulance services; amending K.S.A. 2006 Supp. 40-
11 2,103 and 40-19c09 and repealing the existing sections.
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13 *Be it enacted by the Legislature of the State of Kansas:*

14 New Section 1. (a) Notwithstanding any provision of an individual or
15 group policy or contract of health and accident insurance, delivered
16 within the state whenever such policy or contract shall provide for re-
17 imbursement for any service by an ambulance, as defined by subsection
18 (b) of K.S.A. 65-6112, and amendments thereto, the insured or any other
19 person covered by the policy or contract shall be allowed and entitled to
20 reimbursement for such service irrespective of whether the patient was
21 transported to the closest medical care facility, as defined by subsection
22 (h) of K.S.A. 65-425, and amendments thereto, as long as the transpor-
23 tation was made pursuant to the written destination protocol.

24 New Sec. 2. The provisions of K.S.A. 40-2249a, and amendments
25 thereto, shall not apply to the provisions of this act.

26 Sec. 3. K.S.A. 2006 Supp. 40-2,103 is hereby amended to read as
27 follows: 40-2,103. The requirements of K.S.A. 40-2,100, 40-2,101, 40-
28 2,102, 40-2,104, 40-2,105, 40-2,114, 40-2,160, 40-2,165 through 40-2,170,
29 inclusive, 40-2250, K.S.A. 2006 Supp. 40-2,105a and ~~40-2,105b~~, 40-
30 2,105b and section 1, and amendments thereto, shall apply to all insurance
31 policies, subscriber contracts or certificates of insurance delivered, re-
32 newed or issued for delivery within or outside of this state or used within
33 this state by or for an individual who resides or is employed in this state.

34 Sec. 4. K.S.A. 2006 Supp. 40-19c09 is hereby amended to read as
35 follows: 40-19c09. (a) Corporations organized under the nonprofit med-
36 ical and hospital service corporation act shall be subject to the provisions
37 of the Kansas general corporation code, articles 60 to 74, inclusive, of
38 chapter 17 of the Kansas Statutes Annotated, applicable to nonprofit cor-
39 porations, to the provisions of K.S.A. 40-214, 40-215, 40-216, 40-218, 40-
40 219, 40-222, 40-223, 40-224, 40-225, 40-226, 40-229, 40-230, 40-231, 40-
41 235, 40-236, 40-237, 40-247, 40-248, 40-249, 40-250, 40-251, 40-252,
42 40-254, 40-2,100, 40-2,101, 40-2,102, 40-2,103, 40-2,104, 40-2,105, 40-
43 2,116, 40-2,117, 40-2,153, 40-2,154, 40-2,160, 40-2,161, 40-2,163 through

1 40-2,170, inclusive, 40-2a01 et seq., 40-2111 to 40-2116, inclusive, 40-
2 2215 to 40-2220, inclusive, 40-2221a, 40-2221b, 40-2229, 40-2230, 40-
3 2250, 40-2251, 40-2253, 40-2254, 40-2401 to 40-2421, inclusive, and 40-
4 3301 to 40-3313, inclusive, K.S.A. 2006 Supp. 40-2,105a and ~~40-2,105b~~,
5 *40-2,105b and section 1*, and amendments thereto, except as the context
6 otherwise requires, and shall not be subject to any other provisions of the
7 insurance code except as expressly provided in this act.

8 (b) No policy, agreement, contract or certificate issued by a corpo-
9 ration to which this section applies shall contain a provision which ex-
10 cludes, limits or otherwise restricts coverage because medicaid benefits
11 as permitted by title XIX of the social security act of 1965 are or may be
12 available for the same accident or illness.

13 (c) Violation of subsection (b) shall be subject to the penalties pre-
14 scribed by K.S.A. 40-2407 and 40-2411, and amendments thereto.

15 Sec. 5. K.S.A. 2006 Supp. 40-2,103 and 40-19c09 are hereby
16 repealed.

17 Sec. 6. This act shall take effect and be in force from and after its
18 publication in the statute book.