AN ACT concerning the state health care benefits program; designating employees of certain charitable organizations as eligible for coverage thereto; amending K.S.A. 2017 Supp. 75-6506 and 75-6508 and repealing the existing sections.

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

Section 1. K.S.A. 2017 Supp. 75-6506 is hereby amended to read as follows: 75-6506. (a) The participation of a person qualified to participate in the state health care benefits program shall be voluntary, and the cost of the state health care benefits program for such person shall be established by the Kansas state employees health care commission.

(b) Periodic deductions from state payrolls may be made in accordance with procedures prescribed by the secretary of administration to cover the costs of the state health care benefits program payable by persons who are on the state payroll when authorized by such persons. Any such periodic payroll deductions in effect on an implementation date for biweekly payroll periods shall be collected in the manner prescribed by the secretary of administration.

(c) (1) In the event that the Kansas state employees health care commission designates by may designate, through rules and regulations, a group of persons on the payroll of any of the following entities as qualified to participate in the state employee health plan a:

(A) County, township, city, special district or other local governmental entity;

(B) public school district;

(C) licensed child care facility operated by a not-for-profit corporation providing residential group foster care for children and receiving reimbursement for all or part of such care from the Kansas department for children and families;

(D) nonprofit community mental health center, as provided in K.S.A. 19-4001 et seq., and amendments thereto;

(E) nonprofit community facility for people with intellectual disability, as provided in K.S.A. 19-4001 et seq., and amendments thereto;

(F) nonprofit independent living agency, as defined in K.S.A. 65-5101, and amendments thereto; or
(G) nonprofit charitable organization that provides services or food support to Kansas residents who are elderly or disabled, if such nonprofit charitable organization receives 75% or more of its funding through grants from the Kansas department for children and families, the Kansas department for aging and disability services or the Kansas department of health and environment.

as qualified to participate in the state health care benefits program.  If such designation is made, then periodic deductions from payrolls of the local governmental entity, public school district, licensed child care facility operated by a not-for-profit corporation providing residential group foster care for children and receiving reimbursement for all or part of such care from the Kansas department for children and families, nonprofit community mental health center, as provided in K.S.A. 19-4001 et seq., and amendments thereto, nonprofit community facility for people with intellectual disability, as provided in K.S.A. 19-4001 et seq., and amendments thereto, or nonprofit independent living agency, as defined in K.S.A. 65-5101, and amendments thereto, entities designated in subsection (c)(1) may be made to cover the costs of the state health care benefits program payable by such persons when authorized by such persons. All such moneys deducted from payrolls shall be remitted to the Kansas state employees health care commission in accordance with the directions of the commission.

(d) Whenever the Kansas state employees health care commission designates any entity listed in subsection (c) as qualified to participate in the state health care benefits program, such entity's participation shall be conditioned upon the following:

(1) At least 70% of such entity's employees shall participate in the state health care plan;

(2) except as provided by paragraph (6) of this subsection, the rate of the premium paid by the entity as the employer's share of the total amount of premium paid shall be at least equal to the rate paid by the state of Kansas for its employees;

(3) the entity shall not create, maintain or permit any exemption from participation in the state health care plan for such entity's employees;

(4) the rate charged to such entity shall be sufficient to pay for any administrative or underwriting costs incurred by the state employees health care commission;

(5) the rate charged to such entity shall not increase the rate of premium paid by the state of Kansas for its employees;

(6) the entity shall elect to participate for a minimum of three consecutive years in the state health care benefits program; and

(7) the commission may authorize an entity to pay less than the state rate for the employee coverage for no more than three years and no more
than five years for dependent coverage on the condition that the entity
elects to participate for at least three consecutive years after first paying
the state rate for employee coverage.

Sec. 2. K.S.A. 2017 Supp. 75-6508 is hereby amended to read as
follows: 75-6508. (a) (1) Each state agency—which that has on its payroll
persons participating in the state health care benefits program shall pay
from any moneys available to the agency for such purpose an amount
specified by the Kansas state employees health care commission, including
any amounts prescribed under a cafeteria plan established under K.S.A.
75-6512, and amendments thereto. All such payments shall continue on the
behalf of employees otherwise eligible for participation in the state health
care benefits program in accordance with the continuation provisions of
The commission may charge each state agency a uniform amount per
person as the cost to the agency for the state's contribution for persons
participating in the state health care benefits program. Such amounts may
include the costs of administering the program.

(2) In the event that—if, through rules and regulations, the Kansas
state employees health care commission designates as qualified to
participate in the state health care benefits program by rules and
regulations a group of persons on the payroll of any of the following
entities a:

(A) County, township, city, special district or other local
governmental entity;

(B) public school district;

(C) licensed child care facility operated by a not-for-profit
corporation providing residential group foster care for children and
receiving reimbursement for all or part of such care from the Kansas
department for children and families;

(D) nonprofit community mental health center, as provided in K.S.A.
19-4001 et seq., and amendments thereto;

(E) nonprofit community facility for people with intellectual
disability, as provided in K.S.A. 19-4001 et seq., and amendments thereto;

(F) nonprofit independent living agency, as defined in K.S.A. 65-
5101, and amendments thereto; or

(G) nonprofit charitable organization that provides services or food
support to Kansas residents who are elderly or disabled, if such nonprofit
charitable organization receives 75% or more of its funding through
grants from the Kansas department for children and families, Kansas
department for aging and disability services or the Kansas department of
health and environment,
as qualified to participate in the state health care benefits program;
(3) Each local governmental entity, public school district, licensed child care facility operated by a not-for-profit corporation providing residential group foster care for children and receiving reimbursement for all or part of such care from the Kansas department for children and families, nonprofit community mental health center, as provided in K.S.A. 19-4001 et seq., and amendments thereto, nonprofit community facility for people with intellectual disability, as provided in K.S.A. 19-4001 et seq., and amendments thereto, nonprofit community facility for people with intellectual disability, as provided in K.S.A. 19-4001 et seq., and amendments thereto, or nonprofit independent living agency, as defined in K.S.A. 65-5101, and amendments thereto, which entity designated in paragraph (2) that has on its payroll persons participating in the state health care benefits program shall pay to the commission from any moneys available to the local governmental entity, public school district, licensed child care facility operated by a not-for-profit corporation providing residential group foster care for children and receiving reimbursement for all or part of such care from the Kansas department for children and families, nonprofit community mental health center, as provided in K.S.A. 19-4001 et seq., and amendments thereto, nonprofit community facility for people with intellectual disability, as provided in K.S.A. 19-4001 et seq., and amendments thereto, or nonprofit independent living agency, as defined in K.S.A. 65-5101, and amendments thereto, such entity for such purpose an amount specified by the commission. The commission may charge each local governmental entity, public school district, licensed child care facility operated by a not-for-profit corporation providing residential group foster care for children and receiving reimbursement for all or part of such care from the Kansas department for children and families, nonprofit community mental health center, as provided in K.S.A. 19-4001 et seq., and amendments thereto, nonprofit community facility for people with intellectual disability, as provided in K.S.A. 19-4001 et seq., and amendments thereto, or nonprofit independent living agency, as defined in K.S.A. 65-5101, and amendments thereto, a uniform amount per person as the cost to the local governmental entity, public school district, licensed child care facility operated by a not-for-profit corporation providing residential group foster care for children and receiving reimbursement for all or part of such care from the Kansas department for children and families, nonprofit community mental health center, as provided in K.S.A. 19-4001 et seq., and amendments thereto, nonprofit community facility for people with intellectual disability, as provided in K.S.A. 19-4001 et seq., and amendments thereto, or nonprofit independent living agency, as defined in K.S.A. 65-5101, and amendments thereto, for the contribution of the local governmental entity, public school district, licensed child care facility operated by a not-for-profit corporation providing residential group foster care for children and receiving reimbursement for all or part of such care from the Kansas department for...
children and families, nonprofit community mental health center, as provided in K.S.A. 19-4001 et seq., and amendments thereto, nonprofit community facility for people with intellectual disability, as provided in K.S.A. 19-4001 et seq., and amendments thereto, or nonprofit independent living agency, as defined in K.S.A. 65-5101, and amendments thereto, such entity for persons participating in the state health care benefits program. Such amounts may include the costs of administering the program.

(b) Payments from public funds for coverage under the state health care benefits program for persons participating in that program shall not be deemed a payment or supplement of wages of such person notwithstanding any other provision of law or rules and regulations relating to wages of any such person.

Sec. 3. K.S.A. 2017 Supp. 75-6506 and 75-6508 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the statute book.