

28-53-1. Definitions. (a) "Agreement" means a written understanding between the secretary and a "charitable health care provider," as defined in K.S.A. 75-6102 and amendments thereto, regarding the rendering of professional services to a medically indigent person.

(b) "Department" means the Kansas department of health and environment.

(c) "Federally qualified health center" means one of the following:

(1) An entity that meets the requirements for federal funding in 42 USC 1396d(l)(2)(B) and has been designated as a "federally qualified health center" by the federal government; or

(2) an entity that, based on the recommendation of the federal health resources and services administration, is deemed to meet the requirements of the federal grant program and has been designated a "federally qualified health center look-alike" by the federal government but does not receive the federal grant funding specified in 42 USC 1396d(l)(2)(B).

(d) "Indigent health care clinic" has the meaning specified in K.S.A. 75-6102, and amendments thereto.

(e) "Local health department" has the meaning specified in K.S.A. 65-241, and amendments thereto.

(f) (1) "Point of entry" means an entity that performs the following:

(A) Determines whether an individual meets the criteria for a medically indigent person;

(B) refers any medically indigent person to a charitable health care provider;

(C) has submitted a completed application to the department on forms prescribed by the department; and

(D) agrees to maintain records and submit an annual activity report as prescribed by the secretary.

(2) This term may include either any of the following:

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(A) An entity meeting the definition of “federally qualified health center” or “federally qualified health center look-alike”; or

(B) an entity meeting the definition of ~~“charitable health care provider” in K.S.A. 75-6102, and amendments thereto.~~ “indigent health care clinic”; or

(C) an entity meeting the definition of “local health department.”

(g) “Secretary” means ~~the~~ secretary of the Kansas department of health and environment. (Authorized by ~~and~~ K.S.A. 75-6120; implementing K.S.A. 2009 Supp. 75-6102, as amended by L. 2010, ch. 86, sec. 1, and K.S.A. 75-6120; effective April 1, 1991; amended July 13, 1992; amended March 20, 2009; amended P-_____.)

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28-53-2. Agreement. (a) Each person or entity applying for an agreement shall submit a completed application to the department on forms prescribed by the department.

(b) An agreement may be terminated by the secretary or the charitable health care provider, or the point of entry with 30 days of prior written notice to the department. Failure of the charitable health care provider to maintain the required licensure shall constitute concurrent cancellation of the agreement. (Authorized by and K.S.A. 75-6120; implementing K.S.A. 2009 Supp. 75-6102, as amended by L. 2010, ch. 86, sec. 1, and K.S.A. 75-6120; effective April 1, 1991; amended July 13, 1992; amended March 20, 2009; amended P-_____.)

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28-53-4. Records and reports. (a) Each charitable health care provider either shall meet the following requirements or shall ensure that each point of entry through which the charitable health care provider delivers care meets the following requirements:

(1) Maintains the completed forms prescribed by the department; and

(2) submits a completed annual activity report to the department on a form prescribed by the department.

(b) Failure of the charitable health care provider or the point of entry to comply with this regulation shall be grounds for termination of the agreement with the charitable health care provider. (Authorized by and K.S.A. 75-6120; implementing K.S.A. 2009 Supp. 75-6102, as amended by L. 2010, ch. 86, sec. 1, and K.S.A. 75-6120; effective April 1, 1991; amended March 20, 2009; amended P-_____.)

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