

Date: August 25, 2010

Kansas Department of Health and Environment
Economic Impact Statement

Pursuant to the requirements of KSA 77-416, Kansas Department of Health and Environment submits the following economic impact statement.

1. Regulation(s):
(List each regulation number.)

K.A.R. 28-53-1.

K.A.R. 28-53-2.

K.A.R. 28-53-4.

2. Brief description of each regulation(s) and what is intended to be accomplished by adoption.

K.A.R. 28-53-1.

Clarifies and expands the definition of an entity eligible to become a “point of entry” to include an indigent health care clinic or a local health department. Removes the eligibility of a charitable health care provider to serve as a “point of entry.”

K.A.R. 28-53-2.

Clarifies and expands the language related to the termination of agreements to include a point of entry.

K.A.R. 28-53-4.

Clarifies the responsibility of the charitable health care provider to maintain required program records and reporting or ensure that the point of entry maintains records and reporting.

3. Is this regulation(s) mandated by federal law as a requirement for participating in or implementing a federally subsidized or assisted program?

Yes _____ No ✓

If yes, please explain.

4. Do the proposed regulations exceed the requirements of applicable federal law?

Yes _____ No ✓

If yes, please explain.

5. Description of Costs:

a. Cost to the agency:

There is no additional cost to the agency for implementation of these changes. The existing workload will not increase. This change only clarifies definitions and responsibilities related to statute and regulation.

b. Cost to persons who will bear the costs and those who will be affected, (i.e., private citizens and consumers of the products or services) and are subject to the proposed rules and regulations or the enforcement:

Those affected by these rules and regulations include the medically indigent, health departments, indigent clinics, health care professionals, federally-qualified health centers, and projects organized to provide dental care to medically indigent persons. It is not foreseen that there will be any additional cost to any of these individuals or entities due to the amended rules and regulations.

c. Costs to other governmental agencies or units:

These proposed revisions do not make any change in the potential cost of a claim being filed under provisions of this Act and regulations.

6. Description of any less costly or less intrusive methods that were considered by the agency for the purpose of the rules and regulations and why such methods were rejected in favor of the proposed rules and regulations.

The revisions do not impose additional costs or use intrusive methods. They clarify the eligibility and responsibilities of providers and entities that provide professional services to medically indigent persons.

7. Verification of economic impact statement with League of Kansas Municipalities, Kansas Association of Counties and the Kansas Association of School Boards.

The above mentioned regulations were determined as appropriate for consultation as to the economic impact with the League of Kansas Municipalities, Kansas Association of Counties and the Kansas Association of School Boards, pursuant to KSA 77-416.

Yes LKM and KAC

No KASB

If yes: Local public health departments may be managed by county or city governments. This program would be of interest to all cities or counties administering public health departments, especially those that operate medical or dental clinics for underserved, uninsured, low-income persons or persons covered by government funded medical assistance plans and those that use health professional volunteers to serve the medically indigent.

Date Contacted and by what means (i.e., letter, FAX, etc.): The notice of hearing, proposed regulations, and economic impact statement will be mailed to League of Kansas Municipalities and Kansas Association of Counties at the time the notice of hearing is published in the Kansas Register.

Response and comments received by:

League of Kansas Municipalities:

Kansas Association of Counties:

Kansas Association of School Boards: *not applicable*