

SENATE BILL No. 402

By Committee on Public Health and Welfare

2-3

1 AN ACT concerning ~~charitable~~ *{healthcare and}* healthcare providers;
2 relating to continuing education credits for gratuitous care;
3 *{application of the Kansas tort claims act;}* amending *K.S.A. 75-6115*
4 *and K.S.A. 2015 Supp. 65-1431*, 65-2809 and 75-6102 and repealing
5 the existing sections.
6

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

8 ***Section 1. K.S.A. 2015 Supp. 65-1431 is hereby amended to read as***
9 ***follows: 65-1431. (a) Each license to practice as a dentist or dental***
10 ***hygienist issued by the board, shall expire on December 1 of the year***
11 ***specified by the board for the expiration of the license and shall be***
12 ***renewed on a biennial basis. Each application for renewal shall be made***
13 ***on a form prescribed and furnished by the board. Every licensed dentist***
14 ***or dental hygienist shall pay to the board a renewal fee fixed by the***
15 ***board as provided in K.S.A. 65-1447, and amendments thereto.***

16 ***(b) To provide for a staggered system of biennial renewal of***
17 ***licenses, the board may renew licenses for less than two years.***

18 ***(c) On or before December 1 of the year in which the licensee's***
19 ***license expires, the licensee shall transmit to the board a renewal***
20 ***application, upon a form prescribed by the board, which shall include***
21 ***such licensee's signature, post office address, the number of the license***
22 ***of such licensee, whether such licensee has been engaged during the***
23 ***preceding licensure period in active and continuous practice whether***
24 ***within or without this state, and such other information as may be***
25 ***required by the board, together with the biennial licensure fee for a***
26 ***dental hygienist which is fixed by the board pursuant to K.S.A. 65-1447,***
27 ***and amendments thereto.***

28 ***(d) (1) The board shall require every licensee to submit with the***
29 ***renewal application evidence of satisfactory completion of a program of***
30 ***continuing education required by the board. The board by duly adopted***
31 ***rules and regulations shall establish the requirements for such program***
32 ***of continuing education as soon as possible after the effective date of***
33 ***this act.***

34 ***(2) A dentist who is a charitable healthcare provider in Kansas who***

1 *has signed an agreement to provide gratuitous services pursuant to K.S.A.*
2 *75-6102 and 75-6120, and amendments thereto, may fulfill one hour of*
3 *continuing education credit by the performance of two hours of gratuitous*
4 *services to eligible low-income patients up to a maximum of six continuing*
5 *education credits per licensure period.*

6 *(e) Upon fixing the biennial license renewal fee, the board shall*
7 *immediately notify all licensees of the amount of the fee for the ensuing*
8 *licensure period. Upon receipt of such fee and upon receipt of evidence*
9 *that the licensee has satisfactorily completed a program of continuing*
10 *education required by the board, the licensee shall be issued a renewal*
11 *license authorizing the licensee to continue to practice in this state for a*
12 *period of no more than two years.*

13 *(f) (1) Any license granted under authority of this act shall*
14 *automatically be canceled if the holder thereof fails to apply for and*
15 *obtain renewal prior to March 1 of the year following the December in*
16 *which a renewal application is due.*

17 *(2) Any licensee whose license is required to be renewed for the*
18 *next biennial period may obtain renewal, prior to February 1, by*
19 *submitting to the board the required renewal application, payment of the*
20 *biennial renewal fee and proof that such licensee has satisfactorily*
21 *completed a program of continuing education required by the board.*
22 *Any licensee whose license is required to be renewed for the next*
23 *biennial period may obtain renewal, between February 1 and March 1,*
24 *by submitting to the board the required renewal application, payment of*
25 *the biennial renewal fee, payment of a penalty fee of not to exceed \$500*
26 *as fixed by rules and regulations by the board and proof that such*
27 *licensee has satisfactorily completed a program of continuing education*
28 *required by the board. The penalty fee in effect immediately prior to the*
29 *effective date of this act shall continue in effect until rules and*
30 *regulations establishing a penalty fee under this section become*
31 *effective.*

32 *(g) Upon failure of any licensee to pay the applicable renewal fee or*
33 *to present proof of satisfactory completion of the required program of*
34 *continuing education by February 1 of the year following the December*
35 *in which a renewal application is due, the board shall notify such*
36 *licensee, in writing, by mailing notice to such licensee's last registered*
37 *address. Failure to mail or receive such notice shall not affect the*
38 *cancellation of the license of such licensee.*

39 *(h) The board may waive the payment of biennial fees and the*
40 *continuing education requirements for the renewal of licenses without*
41 *the payment of any fee for a person who has held a Kansas license to*
42 *practice dentistry or dental hygiene if such licensee has retired from*
43 *such practice or has become temporarily or permanently disabled and*

1 *such licensee files with the board a certificate stating either of the*
2 *following:*

3 *(1) A retiring licensee shall certify to the board that the licensee is*
4 *not engaged, except as provided in K.S.A. 65-1466, and amendments*
5 *thereto, in the provision of any dental service, the performance of any*
6 *dental operation or procedure or the delivery of any dental hygiene*
7 *service as defined by the statutes of the state of Kansas; or*

8 *(2) a disabled licensee shall certify to the board that such licensee is*
9 *no longer engaged in the provision of dental services, the performance*
10 *of any dental operation or the provision of any dental hygiene services*
11 *as defined by the statutes of the state of Kansas by reason of any*
12 *physical disability, whether permanent or temporary, and shall describe*
13 *the nature of such disability.*

14 *(i) The waiver of fees under subsection (h) shall continue so long as*
15 *the retirement or physical disability exists. Except as provided in K.S.A.*
16 *65-1466, and amendments thereto, in the event the licensee returns to*
17 *the practice for which such person is licensed, the requirement for*
18 *payment of fees and continuing education requirements shall be*
19 *reimposed commencing with and continuing after the date the licensee*
20 *returns to such active practice. Except as provided in K.S.A. 65-1466,*
21 *and amendments thereto, the performance of any dental service,*
22 *including consulting service, or the performance of any dental hygiene*
23 *service, including consulting service, shall be deemed the resumption of*
24 *such service, requiring payment of license fees.*

25 *(j) The Kansas dental board may adopt such rules and regulations*
26 *requiring the examination and providing means for examination of*
27 *those persons returning to active practice after a period of retirement or*
28 *disability as the board shall deem necessary and appropriate for the*
29 *protection of the people of the state of Kansas except that for an*
30 *applicant to practice dental hygiene who is returning to active practice*
31 *after a period of retirement or disability, the board shall authorize as an*
32 *alternative to the requirement for an examination that the applicant*
33 *successfully complete a refresher course as defined by the board in an*
34 *approved dental hygiene school.*

35 ~~Section 1.~~ *Sec. 2.* K.S.A. 2015 Supp. 65-2809 is hereby amended to
36 read as follows: 65-2809. (a) The license shall be canceled on the date
37 established by rules and regulations of the board which may provide
38 renewal throughout the year on a continuing basis. In each case in which a
39 license is renewed for a period of time of more or less than 12 months, the
40 board may prorate the amount of the fee established under K.S.A. 65-
41 2852, and amendments thereto. The request for renewal shall be on a form
42 provided by the board and shall be accompanied by the prescribed fee,
43 which shall be paid not later than the renewal date of the license.

1 (b) There is hereby created a designation of an active license. The
2 board is authorized to issue an active license to any licensee who makes
3 written application for such license on a form provided by the board and
4 remits the fee for an active license established pursuant to K.S.A. 65-2852,
5 and amendments thereto. The board shall require every active licensee to
6 submit evidence of satisfactory completion of a program of continuing
7 education required by the board. The requirements for continuing
8 education for licensees of each branch of the healing arts shall be
9 established by rules and regulations adopted by the board.

10 (c) The board, prior to renewal of a license, shall require an active
11 licensee to submit to the board evidence satisfactory to the board that the
12 licensee is maintaining a policy of professional liability insurance as
13 required by K.S.A. 40-3402, and amendments thereto, and has paid the
14 premium surcharges as required by K.S.A. 40-3404, and amendments
15 thereto.

16 (d) At least 30 days before the renewal date of a licensee's license, the
17 board shall notify the licensee of the renewal date by mail addressed to the
18 licensee's last mailing address as noted upon the office records. If the
19 licensee fails to submit the renewal application and pay the renewal fee by
20 the renewal date of the license, the licensee shall be given notice that
21 the licensee has failed to submit the renewal application and pay the renewal
22 fee by the renewal date of the license, that the license will be deemed
23 canceled if not renewed within 30 days following the renewal date, that
24 upon receipt of the renewal application and renewal fee and an additional
25 fee established by rules and regulations of the board not to exceed \$500
26 within the 30-day period the license will not be canceled and that, if both
27 fees are not received within the 30-day period, the license shall be deemed
28 canceled by operation of law and without further proceedings.

29 (e) Any license canceled for failure to renew may be reinstated within
30 two years of cancellation upon recommendation of the board and upon
31 payment of the renewal fees then due and upon proof of compliance with
32 the continuing educational requirements established by the board by rules
33 and regulations. Any person who has not been in the active practice of the
34 branch of the healing arts for which reinstatement is sought or who has not
35 been engaged in a formal educational program during the two years
36 preceding the application for reinstatement may be required to complete
37 such additional testing, training or education as the board may deem
38 necessary to establish the licensee's present ability to practice with
39 reasonable skill and safety.

40 (f) There is hereby created a designation of exempt license. The board
41 is authorized to issue an exempt license to any licensee who makes written
42 application for such license on a form provided by the board and remits the
43 fee for an exempt license established pursuant to K.S.A. 65-2852, and

1 amendments thereto. The board may issue an exempt license to a person
2 who is not regularly engaged in the practice of the healing arts in Kansas
3 and who does not hold oneself out to the public as being professionally
4 engaged in such practice. An exempt license shall entitle the holder to all
5 privileges attendant to the branch of the healing arts for which such license
6 is issued. Each exempt license may be renewed subject to the provisions of
7 this section. Each exempt licensee shall be subject to all provisions of the
8 healing arts act, except as otherwise provided in this subsection-~~(f)~~. The
9 holder of an exempt license may be required to submit evidence of
10 satisfactory completion of a program of continuing education required by
11 this section. The requirements for continuing education for exempt
12 licensees of each branch of the healing arts shall be established by rules
13 and regulations adopted by the board. Each exempt licensee may apply for
14 an active license to regularly engage in the practice of the appropriate
15 branch of the healing arts upon filing a written application with the board.
16 The request shall be on a form provided by the board and shall be
17 accompanied by the license fee established pursuant to K.S.A. 65-2852,
18 and amendments thereto. For the licensee whose license has been exempt
19 for less than two years, the board shall adopt rules and regulations
20 establishing appropriate continuing education requirements for exempt
21 licensees to become licensed to regularly practice the healing arts within
22 Kansas. Any licensee whose license has been exempt for more than two
23 years and who has not been in the active practice of the healing arts or
24 engaged in a formal educational program since the license has been
25 exempt may be required to complete such additional testing, training or
26 education as the board may deem necessary to establish the licensee's
27 present ability to practice with reasonable skill and safety. Nothing in this
28 subsection-~~(f)~~ shall be construed to prohibit a person holding an exempt
29 license from serving as a coroner or as a paid employee of: (1) A local
30 health department as defined by K.S.A. 65-241, and amendments thereto;
31 or (2) an indigent health care clinic as defined by K.S.A. 75-6102, and
32 amendments thereto.

33 (g) There is hereby created a designation of inactive license. The
34 board is authorized to issue an inactive license to any licensee who makes
35 written application for such license on a form provided by the board and
36 remits the fee for an inactive license established pursuant to K.S.A. 65-
37 2852, and amendments thereto. The board may issue an inactive license
38 only to a person who is not regularly engaged in the practice of the healing
39 arts in Kansas, who does not hold oneself out to the public as being
40 professionally engaged in such practice and who meets the definition of
41 inactive health care provider as defined in K.S.A. 40-3401, and
42 amendments thereto. An inactive license shall not entitle the holder to
43 practice the healing arts in this state. Each inactive license may be renewed

1 subject to the provisions of this section. Each inactive licensee shall be
2 subject to all provisions of the healing arts act, except as otherwise
3 provided in this subsection~~(g)~~. The holder of an inactive license shall not
4 be required to submit evidence of satisfactory completion of a program of
5 continuing education required by K.S.A. 65-2809, and amendments
6 thereto. Each inactive licensee may apply for an active license upon filing
7 a written application with the board. The request shall be on a form
8 provided by the board and shall be accompanied by the license fee
9 established pursuant to K.S.A. 65-2852, and amendments thereto. For
10 those licensees whose license has been inactive for less than two years, the
11 board shall adopt rules and regulations establishing appropriate continuing
12 education requirements for inactive licensees to become licensed to
13 regularly practice the healing arts within Kansas. Any licensee whose
14 license has been inactive for more than two years and who has not been in
15 the active practice of the healing arts or engaged in a formal education
16 program since the licensee has been inactive may be required to complete
17 such additional testing, training or education as the board may deem
18 necessary to establish the licensee's present ability to practice with
19 reasonable skill and safety.

20 (h) (1) There is hereby created a designation of federally active
21 license. The board is authorized to issue a federally active license to any
22 licensee who makes written application for such license on a form
23 provided by the board and remits the same fee required for a license
24 established under K.S.A. 65-2852, and amendments thereto. The board
25 may issue a federally active license only to a person who meets all the
26 requirements for a license to practice the healing arts in Kansas and who
27 practices that branch of the healing arts solely in the course of employment
28 or active duty in the United States government or any of its departments,
29 bureaus or agencies. A person issued a federally active license may engage
30 in limited practice outside of the course of federal employment consistent
31 with the scope of practice of exempt licensees under subsection (f), except
32 that the scope of practice of a federally active licensee shall be limited to
33 the following: (A) Performing administrative functions, including peer
34 review, disability determinations, utilization review and expert opinions;
35 (B) providing direct patient care services gratuitously or providing
36 supervision, direction or consultation for no compensation except that
37 nothing in this ~~subsection (h)(1)(B)~~ *subparagraph* shall prohibit a person
38 licensed to practice the healing arts issued a federally active license from
39 receiving payment for subsistence allowances or actual and necessary
40 expenses incurred in providing such services; and (C) rendering
41 professional services as a charitable health care provider as defined in
42 K.S.A. 75-6102, and amendments thereto.

43 (2) The provisions of subsections (a), (b), (d) and (e) of this section

1 relating to continuing education, cancellation, renewal and reinstatement
2 of a license shall be applicable to a federally active license issued under
3 this subsection.

4 (3) A person who practices under a federally active license shall not
5 be deemed to be rendering professional service as a health care provider in
6 this state for purposes of K.S.A. 40-3402, and amendments thereto.

7 (j) (1) There is hereby created the designation of reentry active
8 license. The board is authorized to issue a reentry active license to any
9 licensee who makes written application for such license on a form
10 provided by the board and remits the fee for a reentry active license. The
11 board may issue a reentry active license with requirements as the board
12 may deem necessary to establish the licensee's present ability to practice
13 with reasonable skill and safety to a person who has not regularly engaged
14 in the practice of the healing arts for at least two years, but who meets all
15 the qualifications for licensure. The requirements for issuance,
16 maintenance and scope of practice for a reentry active license shall be
17 established by rules and regulations adopted by the board.

18 (2) The provisions of subsections (a), (b) and (d) of this section
19 relating to continuing education, cancellation and renewal of a license
20 shall be applicable to a reentry active license issued under this subsection.

21 (k) *A charitable healthcare provider in Kansas who has signed an*
22 *agreement to provide gratuitous services pursuant to K.S.A. 75-6102 and*
23 *75-6120, and amendments thereto, may fulfill one hour of continuing*
24 *education credit by the performance of one hour of gratuitous services to*
25 *eligible low income patients up to a maximum of eight continuing*
26 *education credits per licensure period year.*

27 ~~(l) The board shall provide a measurement report annually, starting~~
28 ~~on January 15, 2017, to the senate committee on public health and welfare~~
29 ~~and the house committee on health and human services detailing by~~
30 ~~profession the number of gratuitous continuing education units used,~~
31 ~~compared to the number of continuous education units required.~~

32 Sec. 2. 3. K.S.A. 2015 Supp. 75-6102 is hereby amended to read as
33 follows: 75-6102. As used in K.S.A. 75-6101 through 75-6118, and
34 amendments thereto, unless the context clearly requires otherwise:

35 (a) "State" means the state of Kansas and any department or branch of
36 state government, or any agency, authority, institution or other
37 instrumentality thereof.

38 (b) "Municipality" means any county, township, city, school district
39 or other political or taxing subdivision of the state, or any agency,
40 authority, institution or other instrumentality thereof.

41 (c) "Governmental entity" means state or municipality.

42 (d) (1) "Employee" means: (A) Any officer, employee, servant or
43 member of a board, commission, committee, division, department, branch

1 or council of a governmental entity, including elected or appointed
2 officials and persons acting on behalf or in service of a governmental
3 entity in any official capacity, whether with or without compensation and a
4 charitable health care provider;

5 (B) any steward or racing judge appointed pursuant to K.S.A. 74-
6 8818, and amendments thereto, regardless of whether the services of such
7 steward or racing judge are rendered pursuant to contract as an
8 independent contractor;

9 (C) employees of the United States marshal's service engaged in the
10 transportation of inmates on behalf of the secretary of corrections;

11 (D) a person who is an employee of a nonprofit independent
12 contractor, other than a municipality, under contract to provide educational
13 or vocational training to inmates in the custody of the secretary of
14 corrections and who is engaged in providing such service in an institution
15 under the control of the secretary of corrections provided that such
16 employee does not otherwise have coverage for such acts and omissions
17 within the scope of their employment through a liability insurance contract
18 of such independent contractor;

19 (E) a person who is an employee or volunteer of a nonprofit program,
20 other than a municipality, who has contracted with the commissioner of
21 juvenile justice or with another nonprofit program that has contracted with
22 the secretary of corrections to provide a juvenile justice program for
23 juvenile offenders in a judicial district provided that such employee or
24 volunteer does not otherwise have coverage for such acts and omissions
25 within the scope of their employment or volunteer activities through a
26 liability insurance contract of such nonprofit program;

27 (F) a person who contracts with the Kansas guardianship program to
28 provide services as a court-appointed guardian or conservator;

29 (G) an employee of an indigent health care clinic;

30 (H) former employees for acts and omissions within the scope of their
31 employment during their former employment with the governmental
32 entity;

33 (I) any member of a regional medical emergency response team,
34 created under the provisions of K.S.A. 48-928, and amendments thereto, in
35 connection with authorized training or upon activation for an emergency
36 response;

37 (J) any member of a regional search and rescue team or regional
38 hazardous materials response team contracting with the state fire marshal
39 pursuant to K.S.A. 31-133, and amendments thereto, or K.S.A. 2015 Supp.
40 75-1518, and amendments thereto, in connection with authorized training
41 or upon activation for an emergency response; and

42 (K) medical students enrolled at the university of Kansas medical
43 center who are in clinical training, on or after July 1, 2008, at the

1 university of Kansas medical center or at another health care institution.

2 (2) "Employee" does not include: (A) An individual or entity for
3 actions within the scope of K.S.A. 60-3614, and amendments thereto; or

4 (B) any independent contractor under contract with a governmental
5 entity except those contractors specifically listed in ~~paragraph (1) of this~~
6 subsection (d)(1).

7 (e) "Charitable health care provider" means a person licensed by the
8 state board of healing arts as an exempt licensee or a federally active
9 licensee, a person issued a limited permit by the state board of healing arts,
10 a physician assistant licensed by the state board of healing arts, a mental
11 health practitioner licensed by the behavioral sciences regulatory board, an
12 ultrasound technologist currently registered in any area of sonography
13 credentialed through the American registry of radiology technologists, the
14 American registry for diagnostic medical sonography or cardiovascular
15 credentialing international and working under the supervision of a person
16 licensed to practice medicine and surgery, or a health care provider as the
17 term "health care provider" is defined under K.S.A. 65-4921, and
18 amendments thereto, who has entered into an agreement with:

19 (1) The secretary of health and environment under K.S.A. 75-6120,
20 and amendments thereto, who, pursuant to such agreement, gratuitously
21 renders professional services to a person who has provided information
22 which would reasonably lead the health care provider to make the good
23 faith assumption that such person meets the definition of medically
24 indigent person as defined by this section or to a person receiving medical
25 assistance from the programs operated by the department of health and
26 environment, and who is considered an employee of the state of Kansas
27 under K.S.A. 75-6120, and amendments thereto;

28 (2) the secretary of health and environment and who, pursuant to such
29 agreement, gratuitously renders professional services in conducting
30 children's immunization programs administered by the secretary;

31 (3) a local health department or indigent health care clinic, which
32 renders professional services to medically indigent persons or persons
33 receiving medical assistance from the programs operated by the
34 department of health and environment gratuitously or for a fee paid by the
35 local health department or indigent health care clinic to such provider and
36 who is considered an employee of the state of Kansas under K.S.A. 75-
37 6120, and amendments thereto. Professional services rendered by a
38 provider under this paragraph ~~(3)~~ shall be considered gratuitous
39 notwithstanding fees based on income eligibility guidelines charged by a
40 local health department or indigent health care clinic and notwithstanding
41 any fee paid by the local health department or indigent health care clinic to
42 a provider in accordance with this paragraph ~~(3)~~; or

43 (4) the secretary of health and environment to provide dentistry

1 services defined by K.S.A. 65-1422 et seq., and amendments thereto, or
2 dental hygienist services defined by K.S.A. 65-1456, and amendments
3 thereto, that are targeted, but are not limited to, medically indigent
4 persons, and are provided on a gratuitous basis: (A) At a location
5 sponsored by a not-for-profit organization that is not the dentist or dental
6 hygienist office location; (B) at the office location of a dentist or dental
7 hygienist provided the care be delivered as part of a program organized by
8 a not-for-profit organization and approved by the secretary of health and
9 environment; or (C) as part of a charitable program organized by the
10 dentist that has been approved by the secretary of health and environment
11 upon a showing that the dentist seeks to treat medically indigent patients
12 on a gratuitous basis, except that such dentistry services and dental
13 hygienist services shall not include "oral and maxillofacial surgery" as
14 defined by K.A.R. 71-2-2, or use sedation or general anesthesia that result
15 in "deep sedation" or "general anesthesia" as defined by K.A.R. 71-5-7.

16 *(5) The secretary of health and environment shall annually, starting*
17 *on January 15, 2017, report to the senate committee on public health and*
18 *welfare and the house committee of health and human services what type*
19 *of charitable health care providers have signed agreements under the act*
20 *and how many are using it to provide gratuitous care.*

21 (f) "Medically indigent person" means a person who lacks resources
22 to pay for medically necessary health care services and who meets the
23 eligibility criteria for qualification as a medically indigent person
24 established by the secretary of health and environment under K.S.A. 75-
25 6120, and amendments thereto.

26 (g) "Indigent health care clinic" means an outpatient medical care
27 clinic operated on a not-for-profit basis which has a contractual agreement
28 in effect with the secretary of health and environment to provide health
29 care services to medically indigent persons.

30 (h) "Local health department" shall have the meaning ascribed to
31 such term under K.S.A. 65-241, and amendments thereto.

32 (i) "Fire control, fire rescue or emergency medical services
33 equipment" means any vehicle, firefighting tool, protective clothing,
34 breathing apparatus and any other supplies, tools or equipment used in
35 firefighting or fire rescue or in the provision of emergency medical
36 services.

37 *(j) "Community mental health center" means any community*
38 *mental health center organized pursuant to K.S.A. 19-4001 through 19-*
39 *4015, and amendments thereto, or a mental health clinic organized*
40 *pursuant to K.S.A. 65-211 through 65-215, and amendments thereto,*
41 *and licensed in accordance with K.S.A. 75-3307b, and amendments*
42 *thereto.*

43 *Sec. 4. K.S.A. 75-6115 is hereby amended to read as follows: 75-*

1 **6115. (a) The Kansas tort claims act shall not be applicable to claims**
2 **arising from the rendering of or failure to render professional services**
3 **by a health care provider other than:**

- 4 (1) **A charitable health care provider;**
5 (2) **a hospital owned by a municipality and the employees thereof;**
6 (3) **a local health department and the employees thereof;**
7 (4) **an indigent health care clinic and the employees thereof;**~~or~~
8 (5) **a district coroner or deputy district coroner appointed pursuant**
9 **to K.S.A. 22a-226 and amendments thereto; or**
10 (6) **a community mental health center and the employees thereof.**

11 **(b) Claims for damages against a health care provider that is a**
12 **governmental entity or an employee of a governmental entity other than**
13 **those health care providers enumerated in subsection (a), arising out of**
14 **the rendering of or failure to render professional services by such health**
15 **care provider, may be recovered in the same manner as claims for**
16 **damages against any other health care provider.**

17 **(c) As used in this section:**

18 (1) **"Indigent health care clinic" shall have the meaning ascribed**
19 **to such term under K.S.A. 75-6102, and amendments thereto.**

20 (2) **"Charitable health care provider" shall have the meaning**
21 **ascribed to such term under K.S.A. 75-6102, and amendments thereto.**

22 (3) **"Health care provider" shall have the meaning ascribed to such**
23 **term under K.S.A. 40-3401, and amendments thereto.**

24 (4) **"Hospital" means a medical care facility as defined in K.S.A.**
25 **65-425, and amendments thereto, and includes within its meaning any**
26 **clinic, school of nursing, long-term care facility, child-care facility and**
27 **emergency medical or ambulance service operated in connection with**
28 **the operation of the medical care facility.**

29 (5) **"Local health department" shall have the meaning ascribed to**
30 **such term under K.S.A. 65-241 and amendments thereto.**

31 ~~Sec.-3-~~ **5. K.S.A. 75-6115 and K.S.A. 2015 Supp. 65-1431, 65-2809**
32 **and 75-6102 are hereby repealed.**

33 ~~Sec.-4-~~ **6. This act shall take effect and be in force from and after its**
34 **publication in the statute book.**