

As Amended by House Committee

Session of 2017

HOUSE BILL No. 2418

By Committee on Appropriations

4-4

1 AN ACT concerning health and healthcare; establishing an on-site state
2 employee health clinic; making and concerning appropriations for the
3 fiscal year ending June 30, 2018, for the department of administration.

4
5 Be it enacted by the Legislature of the State of Kansas:

6 Section 1. (a) For the fiscal year ending June 30, 2018, appropriations
7 are hereby made, restrictions and limitations are hereby imposed and
8 transfers, capital improvement projects, fees, receipts, disbursements and
9 acts incidental to the foregoing are hereby directed or authorized as
10 provided in this act.

11 (b) This act shall not be subject to the provisions of K.S.A. 75-
12 6702(a), and amendments thereto.

13 Sec. 2.

14 DEPARTMENT OF ADMINISTRATION

15 (a) There is appropriated for the above agency from the state general
16 fund for the fiscal year ending June 30, 2018, the following:

17 On-site state employee health clinic.....\$2,700,000

18 Provided, That expenditures from the on-site state employee health clinic
19 account for the construction or renovation of premises related to the
20 establishment of an on-site state employee health clinic pursuant to section
21 3, and amendments thereto, shall not exceed the sum of \$500,000.

22 Sec. 3. (a) Subject to appropriations, the department of administration
23 shall procure the services of a vendor to establish an on-site state
24 employee health clinic, including any services necessary to construct,
25 renovate and operate such clinic. **Such clinic may be located on property
26 owned or leased by the state of Kansas.**

27 (b) Any procurement contract solicited and executed pursuant to this
28 section shall be subject to the competitive bid requirements established in
29 K.S.A. 75-3737a et seq., and amendments thereto, **except that the
30 department of administration may consider cost avoidance and return
31 on investment when determining the lowest responsible bidder.**

32 (c) Any procurement contract executed pursuant to this section shall
33 include, at a minimum, the following requirements:

34 (1) The vendor shall employ a physician licensed by the state board
35 of healing arts to oversee the clinic.

36 (2) The vendor shall provide clinic services to state employees free of

1 charge or, for state employees who participate in the state health care
2 benefits program and who elect a high-deductible health plan and health
3 savings account, for the minimum charge permissible by federal law.

4 (3) The vendor shall establish and maintain an online, secure patient
5 portal that allows secure messaging with clinic ~~physicians~~ **healthcare**
6 **providers**, scheduling and access to the patient's personal medical record.

7 (4) The vendor shall offer, at a minimum, the following services at
8 the clinic: General primary healthcare services; limited supply and
9 dispensing of medications, to the extent permitted under the pharmacy act
10 of the state of Kansas; on-site laboratory services that are granted waived
11 status under the federal clinical laboratory improvement amendments of
12 1988 by the United States food and drug administration; third-party
13 laboratory services that are not granted such waived status; behavioral
14 health services; and ~~chiropractic~~ **physical medicine** services.

15 (5) The vendor shall offer clinic services that align with the state of
16 Kansas health and wellness program administered by the department of
17 health and environment and the Kansas state employees health care
18 commission, including services that align with rules and regulations
19 adopted pursuant to subsection (d).

20 (6) The vendor shall provide data security for all clinic and patient
21 data and shall not contract with or otherwise rely upon a third party to
22 provide such security.

23 (7) The vendor shall provide an electronic medical record system that
24 is interoperable, that enables the exchange of health data with outside
25 electronic medical record systems, public health entities, clinicians,
26 administrative staff and health provider organizations and that enables
27 ~~physicians~~ **healthcare providers** to view health data within the ~~physician's~~
28 **healthcare provider's** work flow from other healthcare providers across
29 healthcare delivery venues.

30 (8) The vendor shall be required to prepare a report detailing cost
31 avoidance and return on investment over a period of five years and shall
32 submit such report to the secretary of administration, the house of
33 representatives standing committee on appropriations and the senate
34 standing committee on ways and means.

35 (9) The contract shall include performance guarantees, including, but
36 not limited to, guarantees related to: Patient experience, including patient
37 satisfaction, wait time and complaint resolution; compliance and reporting,
38 including near-real-time health clinic reporting, quality and peer review
39 and regulatory compliance; and clinical outcomes, including care
40 coordination and chronic condition management for at least three years
41 after treatment.

42 (d) The Kansas state employees health care commission and the
43 secretary of health and environment may adopt rules and regulations to

1 establish criteria for providing financial or clinic incentives to state
2 employees who participate in the state of Kansas health and wellness
3 program administered by the department of health and environment and
4 the Kansas state employees health care commission.

5 (e) The department of administration shall advise and consult with the
6 Kansas state employees health care commission regarding the
7 establishment of the on-site state health employee health clinic described
8 in this section, including any bids submitted to establish the on-site state
9 health employee health clinic.

10 (f) The department of administration shall advise and consult with the
11 joint committee on state building construction regarding the identification
12 and selection of space and premises to establish the on-site state health
13 employee health clinic described in this section.

14 (g) The department of administration shall advise and consult with
15 the department of health and environment regarding the operation of the
16 on-site state employee health clinic described in this section.

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