Kansas Administrative Regulations

Department of Health and Environment

Article 4.—Maternal and Child Health—Children with Special Health Care Needs Program.

28-4-408. Out-of-state service provision.

(a) Treatment services may be provided out of state on an individual basis under any of the following conditions.

(1) The medical specialty is not practiced in Kansas.

(2) The medical treatment is not available in Kansas, and two approved medical specialists recommend out-of-state treatment.

(3) Kansas facilities have no hospital beds available for the client.

(4) The eligible person, traveling outside of Kansas but within the United States and its territories, requires emergency treatment for the eligible condition, if Kansas residency is not severed through action or intent.

(b) Treatment services may be provided out of state for eligible children with specific conditions if there is a written agreement between the secretary and the service provider establishing a treatment site for ongoing care.

(c) When treatment services are provided out of state, the eligible family shall be responsible for the costs of the following:

(1) treatment that is greater than approved charges under the services for children with special health care needs program;

(2) travel for the eligible child and family; and

(3) maintenance of the family during the treatment.

(d) Initial diagnostic services out of state shall not be authorized.

(Authorized by and implementing K.S.A. 65-5a08; effective, T-86-46, Dec. 18, 1985; effective May 1, 1986; amended May 1, 1987; amended Dec. 26, 1989; amended Sept. 12, 1997.)

***** Authenticated Kansas Administrative Regulation *****