

Mobile Dental Services

This Act amends the state Tort Claims Act to expand the definition of charitable health care provider to cover free, mobile dental services through a community service project. Charitable health care providers are considered state employees for purposes of tort liability.

Submitted as:

Kansas

[SB 304 \(as enrolled and signed by governor\)](#)

Status: Enacted into law in 2003.

Suggested State Legislation

(Title, enacting clause, etc.)

1 Section 1. [*Short Title.*] This Act may be cited as "An Act to Expand the Definition of
2 Charitable Health Care Provider to Include Mobile Dental Services."
3

4 Section 2. As used in this Act, unless the context clearly requires otherwise:

5 (a) "Charitable Health Care Provider" means a person licensed by the [state board of
6 healing arts] as an exempt licensee or a federally active licensee, a person issued a limited permit
7 by the [state board of healing arts], a physician assistant licensed by the [state board of healing
8 arts] or a health care provider as the term "health care provider" is defined under [insert citation],
9 who has entered into an agreement with the [secretary of health and environment] to provide
10 dentistry services defined by [insert citation] that are targeted, but are not limited to medically
11 indigent people, and are provided on a gratuitous basis at a location sponsored by a not-for-profit
12 organization that is not the dentist or dental hygienist office location. Except that such dentistry
13 services and dental hygienist services shall not include "oral and maxillofacial surgery" as
14 defined by [insert citation] or use "sedation" or "general anesthesia" as defined by [insert
15 citation].

16 (b) "Medically Indigent Person" means a person who lacks resources to pay for medically
17 necessary health care services and who meets the eligibility for qualification as a medically
18 indigent person established by the [secretary of health and environment] under [insert citation].
19

20 Section 3. [*Severability.*] [Insert severability clause.]
21

22 Section 4. [*Repealer.*] [Insert repealer clause.]
23

24 | _____ Section 5. [*Effective Date.*] [Insert effective date.]