

## SENATE BILL No. 146

By Committee on Judiciary

1-31

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9 AN ACT concerning medical malpractice screening panels; amending  
10 K.S.A. 65-4907 and repealing the existing section.

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

13 Section 1. K.S.A. 65-4907 is hereby amended to read as follows: 65-  
14 4907. (a) Each health care provider member of the screening panel shall  
15 be paid a total of \$250 for all work performed as a member of the panel  
16 exclusive of time involved if called as a witness to testify in court, and in  
17 addition thereto, reasonable travel expense. The chairperson of the panel  
18 shall be paid ~~a total of~~ *no less than \$500 or such amount as the court finds*  
19 *fairly compensates the chairperson* for all work performed as a member  
20 of the panel exclusive of time involved if called as a witness to testify in  
21 court, and in addition thereto reasonable travel expenses. *In determining*  
22 *the amount of compensation for the chairperson the court shall consider*  
23 *the record of time and the usual hourly rate charged for the attorney's*  
24 *services.* The chairperson shall keep an accurate record of the time and  
25 expenses of all the members of the panel, and the record shall be sub-  
26 mitted to the parties for payment with the panel's report.

27 (b) Costs of the panel including travel expenses and other expenses  
28 of the review shall be paid by the side in whose favor the majority opinion  
29 is written. If the panel is unable to make a recommendation, then each  
30 side shall pay ½ of the costs. Items which may be included in the taxation  
31 of costs shall be those items enumerated by K.S.A. 60-2003 and amend-  
32 ments thereto.

33 Sec. 2. K.S.A. 65-4907 is hereby repealed.

34 Sec. 3. This act shall take effect and be in force from and after its  
35 publication in the statute book.