

CHAPTER 14
SENATE BILL No. 366

AN ACT concerning the cancer registry; relating to the definition of health care provider and parties required to report to the registry; amending K.S.A. 65-1,168 and 65-1,169 and repealing the existing sections.

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

Section 1. K.S.A. 65-1,168 is hereby amended to read as follows: 65-1,168. As used in this act:

(a) "Confidential data" means any data which permits the identification of individuals.

(b) "Health care provider" means a person licensed to practice medicine and surgery, a hospital or *ambulatory surgery center*, as defined in K.S.A. 65-425 and amendments thereto, a *radiology oncology center*, a *person licensed to practice dentistry*, as defined in K.S.A. 65-1422 and amendments thereto ~~any individual providing health care services~~ or a pathology laboratory.

(c) "Secretary" means the secretary of the department of health and environment.

Sec. 2. K.S.A. 65-1,169 is hereby amended to read as follows: 65-1,169. (a) The secretary is hereby authorized to collect data pertaining to all cancers occurring in Kansas into a registry which shall be the cancer registry for the state of Kansas. The secretary shall adopt rules and regulations which use the most efficient, least intrusive means for collecting cancer data consistent with ensuring the quality, timeliness, completeness and confidentiality of the cancer registry. The rules and regulations shall specify who shall report, the data elements to be reported, timeliness of reporting and format for collecting and transmitting data to the registry.

(b) ~~Reporting by persons licensed to practice medicine or surgery and other individuals providing health care services shall be limited to responding to requests for information regarding persons with cancer previously identified by other means~~ *Health care providers, as defined in K.S.A. 65-1,168 and amendments thereto, and other individuals and entities specified in rules and regulations shall report to the registry each case diagnosed or treated unless exempted by statute or regulation within six months of the date of diagnosis.*

Sec. 3. K.S.A. 65-1,168 and 65-1,169 are hereby repealed.

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

Approved March 29, 2004.
