

CHAPTER 194

SENATE Substitute for Substitute for HOUSE BILL No. 2451

AN ACT concerning consumer protection; relating to health care providers; amending K.S.A. 50-635 and repealing the existing section.

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

Section 1. K.S.A. 50-635 is hereby amended to read as follows: 50-635. (a) The Kansas consumer protection act does not apply to a publisher, broadcaster, printer or other person engaged in the dissemination of information or the reproduction of printed or pictorial matter so far as the information or matter has been disseminated or reproduced on behalf of others without actual knowledge that it violated the Kansas consumer protection act.

(b) *The Kansas consumer protection act does not allow for a private cause of action or remedy against a licensed health care provider for causes of action for personal injury or death resulting, or alleged to have resulted, from medical negligence. For purposes of this subsection, "health care provider" shall have the same meaning as provided in subsection (a)(1) of K.S.A. 65-4915, and amendments thereto.*

(c) A supplier alleged to have violated this act has the burden of showing the applicability of this section.

Sec. 2. K.S.A. 50-635 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

Approved May 11, 2007.

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