

SESSION OF 2005

SUPPLEMENTAL NOTE ON SENATE BILL NO. 254

As Amended by House Committee of the Whole

Brief*

SB 254 amends one of the statutes that make up the Kansas Healing Arts Act under which medical doctors, doctors of osteopathic medicine, and chiropractors are licensed and regulated. The amendments clarify the circumstances in which a person licensed in another state who is not the holder of a Kansas license may order professional services to be performed in Kansas without being in violation of Kansas law. The amendments direct the Board of Healing Arts to adopt rules and regulations that identify those circumstances in which services may be performed in Kansas on the order of an individual duly licensed in a branch of the healing arts in another state who does not maintain an office in Kansas to see patients or to take calls. Other amendments clarify the existing exemption relating to persons licensed in another state who are consulting with a Kansas licensed practitioner of the healing arts is not limited to those residing on the border of a neighboring state.

The bill would become effective upon publication in the *Kansas Register*.

Background

In testimony on SB 254, proponents indicated support for legislation that makes it possible for health facilities or services located in Kansas to provide services to patients on the order of a practitioner licensed in another state. Conferees indicated the exemption, as stated in the present law, has resulted in confusion and inconvenience for patients. Representatives of the Kansas Medical Society and the Kansas Board of Healing Arts presented testimony, and written

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

testimony was provided by the Kansas Association of Health Plans and the Kansas Hospital Association. No one appeared in opposition to the bill.

The House Committee of the Whole amended the effective date to publication in the *Kansas Register*.

The fiscal note for SB 254 states passage of SB 254 would have no fiscal effect.