

February 3, 2015

The Honorable Jeff Longbine, Chairperson  
Senate Committee on Financial Institutions and Insurance  
Statehouse, Room 235-E  
Topeka, Kansas 66612

Dear Senator Longbine:

**SUBJECT:** Fiscal Note for SB 101 by Senate Committee on Financial Institutions and Insurance

In accordance with KSA 75-3715a, the following fiscal note concerning SB 101 is respectfully submitted to your committee.

SB 101 would clarify the definitions of health care professionals who are not defined as health care providers in current law. Because these professionals would not be defined as health care providers, they would not be required to purchase basic professional liability insurance as normally required, nor would they be required to pay surcharges to the Health Care Stabilization Fund. As a result, these professionals would be exempt from the normal compliance requirements. Specifically, the advanced practice nurses and physician assistants identified in SB101 are already covered under either the federal Tort Claims Act as employees of a federal agency, or the Kansas Tort Claims Act by virtue of an agreement with the Secretary of Health and Environment to serve as charitable health care providers.

The Kansas Insurance Department and the Health Care Stabilization Fund Board of Governors both indicate that passage of the bill would have no fiscal effect on agency operations.

Sincerely,



Shawn Sullivan,  
Director of the Budget

cc: Glenda Haverkamp, Insurance  
Chip Wheelen, Health Care Stabilization Fund  
Aaron Dunkel, Health & Environment