

To: Senate Public Health and Welfare Committee

From: Travis R. Oller, DC
Executive Director
Kansas Chiropractic Association

Date: March 19, 2018

Subject: HB 2674; Enacting the Kansas telemedicine act.

Neutral Testimony

Chairperson Schmidt and members of the committee I thank you for the opportunity to discuss HB 2674.

Telemedicine is an important piece of the health care puzzle and can play a tremendous role in the health care delivery system, especially in a state like Kansas.

Doctors of Chiropractic in Kansas are licensed under the Healing Art Act, the same licensing act as Doctors of Medicine and Doctors of Osteopathy. Doctors of chiropractic are subject to the same rules, regulations, and standards as Doctors of Medicine and Doctors of Osteopathy.

Doctors of Chiropractic in Kansas are licensed to treat “the human condition.” We do not just treat musculoskeletal conditions.

Many of my colleagues has attended advanced post-graduate training in the areas of nutrition, internal medicine, and health promotion. These areas of practice are well suited to telemedicine.

I know that HB 2674 is a very important bill to the citizens of Kansas and I look forward to seeing this committee pass HB 2674 out to the full Senate.

I ask that when the Public Health and Welfare committee work HB 2674, that one small amendment be added: on Section 2. (d) strike physician and *replace with healthcare provider, licensed by the BOHA and who is acting within their scope of practice and held to the standards of professional conduct as set forth by the BOHA.* And then strike Section 2. (g) “physician” means a person licensed...

I have attached a copy of these recommendations.

Travis R. Oller, DC

HOUSE BILL No. 2674

By Committee on Taxation

2-7

1 AN ACT concerning health and healthcare; relating to the practice of
 2 telemedicine; certain state licensing agencies; establishing coverage
 3 parity between in-person and telemedicine-delivered healthcare
 4 services and providers; enacting the Kansas telemedicine act;
 5 definitions; rules and regulations; amending K.S.A. 2017 Supp. 40-
 6 2,103 and 40-19c09 and repealing the existing sections.

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

9 New Section 1. Sections 1 through 7, and amendments thereto,
 10 shall be known and may be cited as the Kansas telemedicine act.

11 New Sec 2. For purposes of Kansas telemedicine act:

12 (a) "BSRB" means the behavioral sciences regulatory board.

13 (b) "BOHA" means the state board of healing arts.

14 (c) "Distant site" means a site at which a healthcare provider is
15 located while providing healthcare services by means of telemedicine.

16 (d) "Healthcare provider" means a licensed mental healthcare
17 professional or a physician.

18 (e) "Licensed mental healthcare professional" means an individual
 19 licensed by the BSRB and who is acting within the scope of the
 20 individual's professional licensure act and held to the standards of
 21 professional conduct as set forth by the BSRB.

22 (f) "Originating site" means a site at which a patient is located at the
23 time healthcare services are provided by means of telemedicine.

24 ~~(g) "Physician" means a person licensed to practice medicine and
 25 surgery by the BOHA and who is acting within the scope of the healing
 26 arts act and held to the standards of professional conduct as set forth by the
 27 BOHA.~~

28 (h) "Telemedicine," including "telehealth," means the delivery of
 29 healthcare services or consultations while the patient is at an originating
 30 site and the physician or licensed mental healthcare professional is at a
 31 distant site. Telemedicine shall be provided by means of real-time two-way
 32 interactive audio, visual, or audio-visual communications, including the
 33 application of secure video conferencing or store-and-forward technology
 34 to provide or support healthcare delivery; that facilitate the assessment,
 35 diagnosis, consultation, treatment, education and care management of a
 36 patient's healthcare. "Telemedicine" does not include communication

healthcare provider, licensed by the BOHA and who is acting
 within their scope of practice and held to the standards of
 professional conduct as set forth by the BOHA