

KANSAS BOARD OF HEALING ARTS

LAWRENCE T. BUENING, JR.
EXECUTIVE DIRECTOR



KATHLEEN SEBELIUS, GOVERNOR

MEMO

TO: House Committee on Health and Human Services

FROM: Lawrence T. Buening, Jr.
Executive Director

DATE: March 8, 2005

RE: **S.B. No. 183**

Thank you for the opportunity to appear before you and provide information on behalf of the State Board of Healing Arts pertaining to S.B. No. 183. The Board met on February 12, considered the provisions of S.B. No. 183, and indicated its support for passage of this bill.

S.B. No. 183 expands, in a limited manner, the activities that may be performed by a licensee of the healing arts holding a federally active license. There are three branches of the healing arts—medicine and surgery, osteopathic medicine and surgery, and chiropractic. Currently, there are 221 medical doctors, 19 osteopathic doctors, and 5 chiropractic doctors that hold a federally active license. The present law restricts the practice of a licensee holding a federally active license to their federal employment or military duties and to services as a charitable health care provider. If enacted, S.B. No. 183 would allow the performance of administrative functions. It would also allow services constituting the practice of the healing arts that are provided gratuitously. The additional duties that would be allowed are already permitted to be performed by those holding exempt licenses under K.A.R. 100-10a-4. Exempt license holders are not required to provide proof of continuing education as a condition of renewal of their licenses on an annual basis. On the other hand, persons with a federally active license must meet all license and renewal requirements of a person holding a fully active license, except for the maintenance of professional liability insurance in compliance with the Health Care Provider Insurance Availability Act. While performing services for the U.S. government, federally active licensees are covered for professional liability under the Federal Tort Claims Act. The amendment made by the Senate Committee was purely technical and had no effect on the substance of the bill.

Thank you for allowing me to provide this testimony in support of S.B. No. 183. I would be happy to respond to any questions.

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