

To: House Health and Human Services Committee

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

Date: February 1, 2018

Subject: HB 2512; Establishing the Kansas telemedicine act.

Chairperson Hawkins, Vice-chairperson Concannon, Ranking Minority Member Murman, and other members of this committee, I rise today with neutral testimony for HB 2512.

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 Arts Act, the same licensing act for 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 have attended advanced post-graduate education in the areas of nutrition, internal medicine, and health promotion. These areas of practice are well suited to telemedicine.

I know that HB 2512 is a very important bill to the citizens of Kansas and I look forward to seeing this committee pass HB 2512 out to the full house.

I ask that when the House Health and Human Services Committee work HB 2512, that one small amendment be added: on Section 2. (d) strike physician and replace with *licensee of the healing arts as defined by K.S.A. 65-2802(d) and amendments thereto*. And then amend Section 2. (g) *“licensee of the healing arts” means a person licensed to practice medicine and surgery, or chiropractic*

I have attached a copy of these recommendations.

I will stand for questions.  
Travis R. Oller, DC

Session of 2018

**HOUSE BILL No. 2512**

By Committee on Health and Human Services

1-22

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.  
7

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

9 Section 1. Sections 1 through 6, and amendments thereto, shall be  
10 known and may be cited as the Kansas telemedicine act.

11 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

*licensee of the healing arts as defined by  
K.S.A. 65-2802(d), and amendments  
thereto.*

*"licensee of the healing arts" means a  
person licensed to practice medicine and  
surgery, or chiropractic*