

February 15, 2022

The Honorable Richard Hilderbrand, Chairperson
Senate Committee on Public Health and Welfare
Statehouse, Room 142-S
Topeka, Kansas 66612

Dear Senator Hilderbrand:

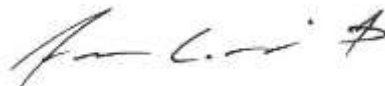
SUBJECT: Fiscal Note for SB 440 by Senate Committee on Public Health and Welfare

In accordance with KSA 75-3715a, the following fiscal note concerning SB 440 is respectfully submitted to your committee.

SB 440 would specify when an occupational therapist could treat a patient without a referral from a physician. The bill would require an occupational therapist to maintain professional liability insurance. The bill would also require the Board of Healing Arts to set the minimum level of coverage for the liability insurance.

The Board of Healing Arts states that there could be a slight increase in complaints received that could be actionable for occupational therapists that treat patients with no referrals. This could increase investigations and disciplinary actions. The agency cannot estimate the increase but notes that any increase could be absorbed within existing resources. The Board also states that SB 440 would not generate any additional revenues. The Health Care Stabilization Fund Board of Governors states that the bill would not have a fiscal effect. Any fiscal effect associated with SB 440 is not reflected in *The FY 2023 Governor's Budget Report*.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Susan Gile, Board of Healing Arts
Clark Shultz, Health Care Stabilization Fund