

SESSION OF 2009

SUPPLEMENTAL NOTE ON SENATE BILL NO. 8

As Recommended by Senate Committee on
Ways and Means

Brief*

SB 8 would amend KSA 75-6102 to include medical students enrolled at the University of Kansas Medical Center who are in clinical training at the University of Kansas Medical Center or other health care institutions in the definition of employee under the Kansas Tort Claims Act. This change would mean that the State of Kansas could be held liable for the student's act or failure to act, if doing so within the scope of their employment. The State of Kansas would provide a defense and indemnification for any claims arising out of these students' clinical training.

The provisions of the bill would be retroactive to July 1, 2008 and would go into effect upon publication in the *Kansas Register*.

Background

A representative of the University of Kansas Medical Center spoke in support of the bill. There were no opponents.

The bill has no fiscal impact. Instead, it puts current practice, which has been authorized by proviso in the appropriation bill in the past, into statute.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>