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**KANSAS OFFICE of**  
**REVISOR of STATUTES**  
**LEGISLATURE of THE STATE of KANSAS**  
*Legislative Attorneys transforming ideas into legislation.*

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**MEMORANDUM**

To: Senate Committee on Judiciary

From: Office of Revisor of Statutes

Date: February 11, 2025

Subject: Bill Brief on SB 127

Senate Bill 127 expands the hearsay exception for statements made to a physician to all healthcare providers.

The bill amends K.S.A. 60-460, the statute that defines hearsay evidence and provides for exceptions to the general rule that hearsay evidence is inadmissible. Current law in subsection (1) provides that, unless the judge finds that it was made in bath faith, a statement of the declarant's (1) then existing state of mind, emotion or physical sensation, including statements of intent, plan motive, design, mental feeling, pain and bodily health, but not including memory or belief to prove the fact remembered or believed, when such a mental or physical condition is in issue or is relevant to prove or explain acts or conduct of the declarant, or (2) previous symptoms, pain or physical sensation made to a physician consulted for treatment or for diagnosis with a view to treatment, and relevant to an issue of the declarant's bodily condition would be admissible.

This bill would change "physician" to "healthcare provider as defined in K.S.A. 65-4915, and amendments thereto".