

## HOUSE BILL No. 2508

By Committee on Health and Human Services

Requested by Representative Bryce

1-21

1 AN ACT concerning children and minors; relating to health and  
2 healthcare; prohibiting healthcare providers from prescribing  
3 medication, administering diagnostic tests or conducting ongoing  
4 behavioral health treatments to minors except in certain circumstances;  
5 amending K.S.A. 2025 Supp. 72-6287 and repealing the existing  
6 section.  
7

8 *Be it enacted by the Legislature of the State of Kansas:*  
9 Section 1. K.S.A. 2025 Supp. 72-6287 is hereby amended to read as  
10 follows: 72-6287. (a) As used in this section:

11 (1) "Appropriate licensing agency" means the agency that issues the  
12 license, certification or registration to the healthcare provider under this  
13 section.

14 (2) "Behavioral health crisis" means the same as defined in K.S.A.  
15 65-536, and amendments thereto.

16 (3) "Consent" means assent in fact, whether expressed or apparent.

17 (4) "Drug" means the same as defined in K.S.A. 65-1626, and  
18 amendments thereto.

19 (5) "Healthcare provider" means a person who is licensed by or holds  
20 a temporary permit to practice issued by the state board of healing arts, the  
21 board of nursing—or, the behavioral sciences regulatory board, *the Kansas*  
*dental board, the board of examiners in optometry, the state board of*  
*pharmacy or a person who holds an emergency medical service provider*  
*certificate issued by the board of emergency medical services.*

25 (6) "Minor" means an individual under 18 years of age.

26 (7) "Parent" means the same as defined in K.S.A. 38-141, and  
27 amendments thereto.

28 (8) "School facility" means any building or structure owned, operated  
29 or maintained by the board of education of a public school or the  
30 governing body of an accredited nonpublic school if such facility is  
31 accessible to students.

32 (b) (1) Except as provided in subsection (c), notwithstanding any  
33 other provision of law to the contrary, unless a healthcare provider has  
34 consent of a minor's parent, a healthcare provider shall not, ~~while a minor~~  
35 or healthcare professional is at a school facility:

1       (A) Prescribe, dispense or administer any prescription or  
2 nonprescription drug *to a minor*;  
3       (B) administer a diagnostic test with ~~the~~ *a minor's* bodily fluids; or  
4       (C) conduct ongoing behavioral health treatment *with a minor*.  
5       (2) Notwithstanding the provisions of K.S.A. 72-6316, and  
6 amendments thereto, the provisions of paragraph (1) shall not prevent a  
7 healthcare provider ~~at a school~~ from conducting a behavioral health  
8 assessment or intervention for a minor experiencing a behavioral health  
9 crisis, conducting a ~~school-based~~ screening required by law or providing  
10 education to a minor.  
11      (3) A healthcare provider who violates the provisions of paragraph  
12 (1) shall be subject to professional discipline from such healthcare  
13 provider's appropriate licensing agency.  
14       (c) The provisions of this section shall not apply to:  
15        (1) Consent by parent for surgery and other procedures on a child,  
16 K.S.A. 38-122, and amendments thereto;  
17        (2) consent for medical care of unmarried pregnant minor, K.S.A. 38-  
18 123, and amendments thereto;  
19        (3) donation of blood by persons over 16, K.S.A. 38-123a, and  
20 amendments thereto;  
21        (4) consent for immunization by person other than a parent, K.S.A.  
22 38-137, and amendments thereto;  
23        (5) health services under the revised Kansas code for care of children,  
24 K.S.A. 38-2217, and amendments thereto;  
25        (6) emergency care by healthcare providers, K.S.A. 65-2891, and  
26 amendments thereto;  
27        (7) examination and treatment of persons under 18 for venereal  
28 disease, K.S.A. 65-2892, and amendments thereto; and  
29        (8) examination and treatment of minors for drug abuse, misuse or  
30 addiction, K.S.A. 65-2892a, and amendments thereto.  
31      Sec. 2. K.S.A. 2025 Supp. 72-6287 is hereby repealed.  
32      Sec. 3. This act shall take effect and be in force from and after its  
33 publication in the statute book.