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300 SW TENTH AVENUE ■ SUITE 24-E ■ TOPEKA, KS 66612 ■ (785) 296-2321

MEMORANDUM

To: House Committee on Judiciary
From: Office of Revisor of Statutes
Date: March 15, 2022
Subject: Bill Brief on HB 2736

HB 2736 limits the liability of optometrists and ophthalmologists who report information to the division of vehicles relating to a person's vision.

The bill amends K.S.A. 8-295, which is the statute that provides the vision standards for driver's license examiners to use in evaluating driver's license applicants. Current law in subsection (f) provides that no optometrist or ophthalmologist reporting to the division or to the medical advisory board in good faith any information which such person may have relating to the visual condition or other ability of an applicant for a driver's license to safely operate a motor vehicle shall be subject to a civil action for damages as a result of reporting such information including any information provided in a vision report.

This bill would amend that subsection to provide that no optometrist or ophthalmologist reporting to the division or to the medical advisory board any information that such person has relating to the vision of an applicant for a driver's license shall be liable for damages to any person subsequent to the issuance or renewal of a driver's license to the applicant.

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