

<b>Kansas State Board of Healing Arts</b>	
<b>Policy Title:</b> Telemedicine Waiver	<b>Policy Number:</b> #21-05
<b>Author:</b> General Counsel	<b>Effective Date:</b> June 11, 2021
<b>Date Authored:</b> June 2, 2021	<b>Last Modified:</b> June 10, 2022
<b>Responsible for Updates:</b> General Counsel	<b>Pending Executive Director Approval:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

**PURPOSE:**

The purpose of this policy is to establish fees, expiration, renewals, and professional liability coverage of telemedicine waivers in Kansas.<sup>1</sup> This policy is intended to be a guidance document pursuant to K.S.A. 77-438.

**AUTHORITY:**

K.S.A. 65-28,135; K.S.A. 77-438

**POLICY/PROCEDURE:**

*Fees*

The initial application fee for a telemedicine waiver is \$100 (\$97 initial application + \$3 National Practitioner Data Bank report (“NPDB”)).

The annual renewal fee for a telemedicine waiver is \$100 (\$97 renewal + \$3 NPDB).

*Renewal*

Telemedicine waivers are renewable annually. Renewal begins May 15 of each year.

If your waiver was issued before May 1, you will be required to renew during that year’s renewal period. If your waiver was issued after May 1, you will not be required to renew until the following calendar year.

*Expiration*

Each telemedicine waiver not renewed shall expire on August 1 of each year.

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<sup>1</sup> The telemedicine waiver is available for all healthcare professions regulated by the Kansas State Board of Healing Arts (“KSBHA”). Those who hold a telemedicine waiver in Kansas shall be subject to all the rules and regulations pertaining to the practice of the licensed profession in this state and shall be considered a licensee for purposes of the applicable professional practice act. Those who hold an Active Kansas license do not need to apply for a separate telemedicine waiver; they are authorized to practice telemedicine under their Active license.

*Professional Liability Coverage*

A physician holding a telemedicine waiver in Kansas is considered a “licensee” and one who may render professional services in Kansas and is therefore a “healthcare provider” under K.S.A. 40-3401. See K.S.A. 65-28,135, K.S.A. 40-3401(f). Accordingly, the physician must maintain minimum levels of professional liability coverage and maintain compliance with the KHCSF annual premium. See K.S.A. 40-3402, K.S.A. 40-3404.

**Approved** by the Kansas State Board of Healing Arts this 10th day of June, 2022.

**KANSAS STATE BOARD OF HEALING ARTS**

  
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Susan Gile, Acting Executive Director