

Kansas Tort Claims Act Amended to Include “Ultrasound Technologists”

In last minute “emergency final action” the Kansas State Legislature amended the Kansas Tort Claims Act. The law now includes ultrasound technologists in the definition of “charitable health care provider” under Kansas Tort Claims.

1. By amending the Kansas Tort Claims Act to include “ultrasound technologists” in the definition of a “charitable health care provider” this provides immunity from liability in lawsuits against charitable health care providers **when providing charitable care to the medically underserved.**
2. Immunity does not mean a sonographer cannot get sued – rather, they can be sued and would have to defend against the suit. Ultimately, they could be dismissed from the suit and/or found not liable for damages. Each situation is fact-specific so how any immunity case might be resolved depends on the details of the situation.
3. This new law does **NOT REQUIRE** sonographers to be credentialed by the ARDMS, CCI or ARRT. It simply includes credentialed sonographers in the immunity provided to other health care providers when providing charitable care to the medically underserved.
4. HB2029 has been signed into law by the Governor.