

SESSION OF 2002

**SUPPLEMENTAL NOTE ON SENATE
SUBSTITUTE FOR HOUSE BILL NO. 2819**

As Recommended by Senate Committee on
Federal and State Affairs

Brief*

Sub. for HB 2819 would establish standards for the operation of abortion clinics. Violations of the regulations would be a class B person misdemeanor. The Department of Health and Environment (KDHE) would be authorized to apply to a court to issue an injunction, restraining order, or other order to compel a facility to comply with the regulations. The substitute bill would authorize the Secretary of KDHE to adopt rules and regulations to specify standards for:

- ! The physical facilities of an abortion clinic;
- ! Personnel at an abortion clinic;
- ! Medical screening and evaluation of a patient;
- ! Recovery room requirements;
- ! Reporting of incidents of injury or death of a patient;
- ! Follow-up visits;
- ! Supplies and equipment, including supplies and equipment for emergency purposes
- ! Medical screening and evaluation of patients; and
- ! Any other rules and regulations deemed necessary.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org/cgi-bin/fulltext/bills.cgi>

The Secretary of KDHE shall adopt rules and regulations in consultation with the Kansas Medical Society and other interested persons by January 1, 2003.

Existing abortion clinics would be required to comply within six months with the adopted rules and regulations.

The Secretary may make inspections and investigations to insure compliance to the adopted rules and regulations. Information received shall not be publicly disclosed in a manner that would cause individual identification except disclosure of individuals or medical care facilities in proceedings involving question of licensure.

Background

Representative Peggy Long and a representative of the Kansas Catholic Conference testified in favor of the bill in the House Committee on Federal and State Affairs.

Testifying in opposition to the bill before the House Committee were a representative of the Kansas Choice Alliance and a manager of a medical clinic.

Representative Peggy Long, representatives for Kansans for Life, and the Kansas Catholic Conference testified in favor of the bill in the State Committee on Federal and State Affairs. Americans United for Life submitted written testimony in favor of the bill.

Representatives from Planned Parenthood of Kansas and Mid-Missouri and Central Family Medicine testified in the Senate Committee on Federal and State Affairs in opposition to the bill.

The Senate Committee on Federal and State Affairs recommended a substitute bill for HB 2819.

The fiscal note on the Senate Substitute for HB 2819 is not available.