

February 13, 2024

The Honorable Brenda Landwehr, Chairperson  
House Committee on Health and Human Services  
300 SW 10th Avenue, Room 112-N  
Topeka, Kansas 66612

Dear Representative Landwehr:

**SUBJECT:** Fiscal Note for HB 2749 by House Committee on Health and Human Services

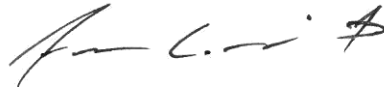
In accordance with KSA 75-3715a, the following fiscal note concerning HB 2749 is respectfully submitted to your committee.

HB 2749 would make several amendments to KSA 65-445 regarding reports on the termination of pregnancies submitted to the Secretary of Health and Environment. The bill would change the requirement for submission of the reports from annually to biannually. The bill would also make new requirements for the information to be submitted in the reports. Providers would be required to gather information from any woman seeking an abortion prior to the termination of the pregnancy, including the reason or reasons for the decision to terminate the pregnancy. This would not be required in the case of a medical emergency, and a woman could decline to answer but that response would be required to be recorded. Other demographic and situational information, as well as information on the method of abortion would be required to be gathered. The sunset of confidentiality provisions would be extended from July 1, 2028 to July 1, 2029. Biannual reports would be required to be issued within 30 days after the end of the reporting period for the information contained within the report. The bill would also add a severability clause so that if any phrase or clause was held invalid it would not affect remaining provisions.

According to the Department of Health and Environment (KDHE), enactment of HB 2749 would require additional expenditures totaling \$10,000, all from the State General Fund in FY 2024. This would be to add additional fields to the electronic reporting system for abortion data. The agency states it would need to work with the system vendor to determine a timeline of when the changes would be completed. KDHE would also need to update paper worksheets and additional data fields would need to be analyzed and edited. The agency notes amendments to

KAR 28-56-2 would also be required. The Office of Judicial Administrations states enactment of the bill would not have a fiscal effect on the Judicial Branch. Any fiscal effect associated with HB 2749 is not reflected in *The FY 2025 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam C. Proffitt", with a stylized flourish at the end.

Adam C. Proffitt  
Director of the Budget

cc: Trisha Morrow, Judiciary  
Amy Penrod, Department of Health & Environment