

SESSION OF 2007

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 178**

As Amended by House Committee of the Whole

**Brief\***

SB 178, as amended, would give new authority to the Secretary of Health and Environment to authorize the use of confidential data in the Cancer Registry for the State of Kansas to conduct follow up of cases for public health purposes. Such data could be used only following contact with individuals who are the subject of reports made to the Registry and only with the written consent of such persons or a parent or legal guardian of a minor. No consent would be required if the individual who is the subject of the information is deceased.

The Secretary of Health and Environment would be required by the bill to adopt rules and regulations to define who may be authorized to conduct follow-up studies and to develop criteria for obtaining informed consent.

The bill also would establish the Umbilical Cord Donation Information Act, which among other things, would require health care providers who deliver services to pregnant women in their last trimester to advise those women on the options available to donate an umbilical cord following the delivery of their child.

The Kansas Department of Health and Environment would be required, by July 1, 2007, to prepare and distribute to health care providers, information including the following:

- The medical processes involved in the collection of umbilical cords;
- The medical risks to a mother and the newborn child of umbilical cord collection;

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\*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>

- The current and potential future medical uses and benefits of umbilical cord collection to the birth mother, the newborn child and the biological family;
- The current and potential future medical uses and benefits of umbilical cord collection to persons who are not biologically related to the birth mother or the newborn child;
- Any costs that may be incurred by a pregnant woman who chooses to make an umbilical cord donation;
- Options for ownership and future use of the donated material; and
- The availability in this state of umbilical cord donations.

The provisions of this act would become effective upon publication in the *Kansas Register*.

## **Background**

SB 178 was introduced at the request of the Department of Health and Environment whose representative testified in support of the bill. Support also was expressed by a representative of the Kansas Cancer Partnership.

The Cancer Registry of the State of Kansas is operated pursuant to KSA 65-1,168 through 65-1,174, an act that requires persons and institutions specified in rules and regulations of the Secretary of Health and Environment to report cancer cases.

The House Committee of the Whole amendment inserted provisions that would establish the Umbilical Cord Donation Information Act (incorporates the language of HB 2266).

The fiscal note on the original bill indicates the passage of the bill would not have a fiscal effect for the Department of Health and Environment. Should studies be conducted as a result of passage of the legislation, sources of funding would have to be identified that are commensurate with the costs of the study.

The fiscal note prepared by the Division of the Budget on HB 2266 (the Umbilical Cord Donation Information Act) indicates that the Kansas Department of Health and Environment estimates that passage of the bill would increase State General Fund expenditures by \$48,000, which includes 40,000 brochures at \$1 each, and shipping and handling of \$0.20 per brochure (\$8,000). Any fiscal effect resulting from the passage of this bill is not included in *The FY 2008 Governor's Budget Report*.