

As Amended by House Committee

Session of 2025

HOUSE BILL No. 2307

By Committee on Health and Human Services

Requested by Representative Howell on behalf of Kansans for Life

2-5

1 AN ACT concerning health and healthcare; relating to prenatally and
2 postnatally diagnosed conditions; transferring the power to authorize
3 and oversee certain activities regarding prenatal and postnatal
4 diagnosed conditions awareness programs from the department of
5 health and environment to the Kansas council on developmental
6 disabilities; amending K.S.A. 65-1,259 and repealing the existing
7 section.
8

9 *Be it enacted by the Legislature of the State of Kansas:*

10 New Section 1. (a) Authorization and oversight of prenatally and
11 postnatally diagnosed conditions awareness programs are hereby
12 transferred from the department of health and environment to the Kansas
13 council on developmental disabilities. The powers, duties and functions of
14 the department of health and environment related to prenatally and
15 postnatally diagnosed conditions awareness programs as provided in
16 K.S.A. 65-1,259, and amendments thereto, are hereby transferred and
17 imposed upon the Kansas council on developmental disabilities.

18 (b) Whenever the department of health and environment, the
19 secretary of health and environment, or words of like effect, are referred to
20 or designated by statute, contract or other document, and such reference or
21 designation is in regard to any function, power or duty related to prenatally
22 and postnatally diagnosed conditions awareness programs as provided in
23 K.S.A. 65-1,259, and amendments thereto, such reference or designation
24 shall be deemed to apply to the Kansas council on developmental
25 disabilities.

26 (c) All rules and regulations, orders and directives of the secretary of
27 health and environment related to prenatally and postnatally diagnosed
28 conditions awareness programs that are in effect pursuant to K.S.A. 65-
29 1,259, and amendments thereto on the effective date of this act shall
30 continue to be effective and shall be deemed to be rules and regulations,
31 orders and directives of the chairperson of the Kansas council on
32 developmental disabilities until amended, revoked or nullified pursuant to
33 law.

34 Sec. 2. K.S.A. 65-1,259 is hereby amended to read as follows: 65-
35 1,259. (a) ~~The secretary of the department of health and environment may~~

1 *Kansas council on developmental disabilities shall* authorize and oversee
2 certain activities, including the awarding of grants, contracts or
3 cooperative agreements to eligible entities to:

4 (1) Collect, synthesize and disseminate current evidence-based
5 information relating to Down syndrome or other prenatally or postnatally
6 diagnosed conditions; and

7 (2) coordinate the provision of, and access to, new or existing
8 supportive services for women and the spouses of such women who
9 receive a positive diagnosis of Down syndrome or other prenatally or
10 postnatally diagnosed conditions for their child, including, but not limited
11 to:

12 (A) The establishment of a resource telephone hotline or website
13 accessible to women and the spouses of such women who receive a
14 positive diagnosis of Down syndrome or other prenatally or postnatally
15 diagnosed conditions for their child;

16 (B) the development of outreach programs to new and expecting
17 parents to provide them with up-to-date information on the range of
18 outcomes for individuals living with the diagnosed condition, including
19 physical, developmental, educational and psychosocial outcomes;

20 (C) the development of local peer support programs to effectively
21 serve women and the spouses of such women who receive a positive
22 diagnosis of Down syndrome or other prenatally or postnatally diagnosed
23 conditions for their child;

24 (D) the establishment of a network of local registries of families
25 willing to adopt newborns with Down syndrome or other prenatally or
26 postnatally diagnosed conditions, and links to adoption agencies willing to
27 place babies with Down syndrome or other prenatally or postnatally
28 diagnosed conditions with families willing to adopt; and

29 (E) the establishment of awareness and education programs for health
30 care providers who provide, interpret or inform parents of the results of
31 prenatal tests for Down syndrome or other prenatally or postnatally
32 diagnosed conditions to patients.

33 (b) A grantee under this section shall make the following available to
34 health care providers of parents who receive a prenatal or postnatal
35 diagnosis for their child:

36 (1) Up-to-date, evidence-based, written information concerning the
37 range of outcomes for individuals living with the diagnosed condition,
38 including physical, developmental, educational and psychosocial
39 outcomes; *and*

40 (2) contact information regarding support services, including
41 information hotlines and websites specific to Down syndrome or other
42 prenatally or postnatally diagnosed conditions, resource centers or
43 clearinghouses, local peer support groups and other education and support

1 programs.

2 (c) Information provided under this subsection shall be culturally and
3 linguistically appropriate as needed by women and the spouses of such
4 women who receive a positive diagnosis for Down syndrome or other
5 prenatally or postnatally diagnosed conditions for their child, and
6 approved by the ~~secretary~~ *Kansas council on developmental disabilities*.

7 (d) In distributing funds under this section, the ~~secretary~~ *Kansas*
8 *council on developmental disabilities* shall place an emphasis on funding
9 partnerships between health care professional groups and disability
10 advocacy organizations.

11 (e) On or before January ~~12, 2015~~ *11, 2027*, the ~~secretary~~ *Kansas*
12 *council on developmental disabilities* shall prepare and submit a report to
13 the governor and the legislature on the grants, contracts and cooperative
14 agreements made under this section and the effectiveness of the programs
15 supported by such grants, contracts and cooperative agreements.

16 (f) As used in this section:

17 (1) "Down syndrome" means a chromosomal disorder caused by an
18 error in cell division that results in the presence of an extra whole or
19 partial copy of chromosome 21.

20 (2) "Eligible entity" means the state, or any political subdivision
21 thereof, or any other entity with appropriate expertise in prenatally and
22 postnatally diagnosed conditions, as determined by the ~~secretary~~ *Kansas*
23 *council on developmental disabilities*.

24 (3) "Health care provider" ~~shall have the same meaning~~ *means the*
25 *same as that term is defined in K.S.A. 40-3401, and amendments thereto.*

26 (4) "Postnatally diagnosed condition" means any health condition
27 identified during the 12-month period beginning at birth.

28 (5) "Prenatally diagnosed condition" means any fetal health condition
29 identified by prenatal genetic testing or prenatal screening procedures.

30 (6) "Prenatal test" means diagnostic or screening tests offered to
31 pregnant women seeking routine prenatal care that are administered on a
32 required or recommended basis by a health care provider based on medical
33 history, family background, ethnic background, previous test results or
34 other risk factors.

35 (7) ~~"Secretary" means the secretary of the department of health and~~
36 ~~environment.~~

37 (g) *(1) There is hereby established in the state treasury the prenatally*
38 *and postnatally diagnosed conditions awareness programs fund. All*
39 *moneys credited to the prenatally and postnatally diagnosed conditions*
40 *awareness programs fund shall be expended only for prenatally and*
41 *postnatally diagnosed conditions awareness programs. All expenditures*
42 *from the prenatally and postnatally diagnosed conditions awareness*
43 *programs fund shall be made in accordance with appropriation acts upon*

1 *warrants of the director of accounts and reports issued pursuant to*
2 *vouchers approved by the chairperson of the Kansas council on*
3 *developmental disabilities.*

4 *(2) On July 1, 2025, the director of accounts and reports shall*
5 *transfer \$25,000 from the state general fund to the the prenatally and*
6 *postnatally diagnosed conditions awareness programs fund.*

7 Sec. 3. K.S.A. 65-1,259 is hereby repealed.

8 Sec. 4. This act shall take effect and be in force from and after its
9 publication in the statute book.