

HOUSE BILL No. 2727

By Committee on Federal and State Affairs

Requested by Jeanne Gawdun on behalf of Kansans for Life

2-5

1 AN ACT concerning abortion; relating to the woman's-right-to-know act;
2 providing for the plaintiff to elect to limit recovery in claims brought
3 for violations of such act; making the laws providing for medical
4 malpractice screening panels inapplicable when such election is made;
5 amending K.S.A. 2025 Supp. 65-6708 and repealing the existing
6 section.
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8 *Be it enacted by the Legislature of the State of Kansas:*

9 New Section 1. (a) In any action brought claiming a violation of the
10 informed consent requirements of K.S.A. 65-6709 or 65-6716, and
11 amendments thereto, the plaintiff may elect to limit such plaintiff's
12 recovery to statutory damages in the amount of \$5,000, together with
13 recovery of any amounts paid by such plaintiff or on such plaintiff's behalf
14 to the defendant in connection with any abortion sought from or performed
15 by the defendant, along with reasonable attorney fees.

16 (b) If a plaintiff elects to limit such plaintiff's recovery pursuant to
17 subsection (a), the provisions of K.S.A. 65-4901 through 65-4908, and
18 amendments thereto, shall not apply in such action.

19 (c) Nothing in this section shall be construed to limit or otherwise
20 affect any action brought under K.S.A. 65-6716(h), and amendments
21 thereto, to which the provisions of K.S.A. 65-4901 through 65-4908, and
22 amendments thereto, are inapplicable.

23 (d) The provisions of this section shall be a part of and supplemental
24 to the woman's-right-to-know act.

25 Sec. 2. K.S.A. 2025 Supp. 65-6708 is hereby amended to read as
26 follows: 65-6708. K.S.A. 65-6701 and K.S.A. 65-6708 through 65-6715,
27 and amendments thereto, and K.S.A. 2025 Supp. 65-6716, and
28 amendments thereto, *and section 1, and amendments thereto*, shall be
29 known and may be cited as the woman's-right-to-know act.

30 Sec. 3. K.S.A. 2025 Supp. 65-6708 is hereby repealed.

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