

HOUSE BILL No. 2727

AN ACT concerning abortion; relating to the woman's-right-to-know act; providing for the plaintiff to elect to limit recovery in claims brought for violations of such act; making the laws providing for medical malpractice screening panels inapplicable when such election is made; amending K.S.A. 2025 Supp. 65-6708 and repealing the existing section.

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

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

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

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

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

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

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 K.S.A. 2025 Supp. 65-6708 is hereby repealed.

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

I hereby certify that the above BILL originated in the HOUSE, and passed that body

Speaker of the House.

Chief Clerk of the House.

Passed the SENATE _____

President of the Senate.

Secretary of the Senate.

APPROVED _____

Governor.