

Senate Substitute for HOUSE BILL No. 2228

By Committee on Federal and State Affairs

5-13

Ballon Amendments for
Senate Substitute on HB 2228
Senate Committee on Federal and State Affairs
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Office of the Revisor of Statutes
May 20, 2015

1 AN ACT concerning abortion; relating to the administration of
2 abortifacient drugs; amending K.S.A. 2014 Supp. 65-4a10 and
3 repealing the existing section.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2014 Supp. 65-4a10 is hereby amended to read as
7 follows: 65-4a10. (a) No abortion shall be performed or induced by any
8 person other than a physician licensed to practice medicine in the state of
9 Kansas.

10 (b) (1) ~~Except *as provided in subsection (b)(2)* when RU-486~~
11 ~~(mifepristone)~~ ~~for any drug~~ is used for the purpose of inducing an abortion,
12 the drug ~~must~~ shall be administered by or in the same room and in the
13 physical presence of the physician who prescribed, dispensed or otherwise
14 provided the drug to the patient.

15 (2) ~~When a drug is administered in a hospital through the use of an~~
16 ~~intravenous drip chamber or through intravenous intermittent infusion~~
17 ~~and the administration of such drug results in inducing an abortion,~~
18 ~~whether intentionally or unintentionally, the prescription for such drug~~
19 ~~shall be given to the patient in the same room and in the physical presence~~
20 ~~of the physician prescribing such drug to the patient.~~

21 (3) ~~The provisions of this subsection shall not apply in the case of a~~
22 ~~medical emergency.~~

23 (b)-(c) The physician inducing the abortion, or a person acting on
24 behalf of the physician inducing the abortion, shall make all reasonable
25 efforts to ensure that the patient returns 12 to 18 days after the
26 administration or use of such drug for a subsequent examination so that the
27 physician can confirm that the pregnancy has been terminated and assess
28 the patient's medical condition. A brief description of the efforts made to
29 comply with this subsection, including the date, time and identification by
30 name of the person making such efforts, shall be included in the patient's
31 medical record.

32 (e)-(d) A violation of this section shall constitute unprofessional
33 conduct under K.S.A. 65-2837, and amendments thereto.

34 Sec. 2. K.S.A. 2014 Supp. 65-4a10 is hereby repealed.

35 Sec. 3. This act shall take effect and be in force from and after its
36 publication in the Kansas register.

in the case of an abortion performed in a hospital through
inducing labor: (A)

initially

; and (B) when any other drug is used for the purpose of
inducing an abortion, the drug or the prescription for such
drug shall be given to the patient by or in the same room and
in the physical presence of the physician who prescribed,
dispensed or otherwise provided the drug or prescription to
the patient