As Amended by House Committee

Session of 2012

HOUSE BILL No. 2523

By Committee on Federal and State Affairs

1-24


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

Section 1. K.S.A. 65-443 is hereby amended to read as follows: 65-443. No person shall be required to perform, refer for, or participate in medical procedures or in the prescription or administration of any device or drug which result in the termination of a pregnancy or an effect of which the person reasonably believes may result in the termination of a pregnancy, and the refusal of any person to perform, refer for, or participate in those medical procedures, prescription or administration shall not be a basis for civil liability to any person. No hospital, hospital health care facility, health medical care facility, medical care facility administrator or governing board of any hospital health medical care facility shall terminate the employment of, prevent or impair the practice or occupation of or impose any other sanction on any person because of such person's refusal to perform or participate in the termination of any human pregnancy exercise of rights protected by this section.

Sec. 2. K.S.A. 2011 Supp. 65-444 is hereby amended to read as follows: 65-444. No person shall be required to perform, refer for, or participate in medical procedures or in the prescription or administration of any device or drug which result in the termination of human pregnancies or an effect of which the person reasonably believes may result in the termination of human pregnancies within its institution and the refusal to permit such procedures prescription or administration shall not be grounds for civil liability to any person. A hospital medical care facility may establish criteria and procedures under which pregnancies may be terminated within its institution, in addition to those which may be prescribed by licensing, regulating or accrediting agencies.

Sec. 3. K.S.A. 65-446 is hereby amended to read as follows: 65-446. No person shall be required to perform, refer for or participate in medical procedures which result in sterilization of a person, and the
refusal of any person to perform, refer for or participate in those
medical procedures shall not be a basis for civil liability to any person.
No hospital, hospital medical care facility, medical care facility
administrator or governing board of any hospital medical care facility
shall terminate the employment of, prevent or impair the practice or
occupation of or impose any other sanction on any person because of
his refusal to perform or participate in such medical procedures such
person's exercise of rights protected by this section.

Sec. 4. K.S.A. 65-447 is hereby amended to read as follows: 65-
447. No hospital, hospital medical care facility, medical care facility
administrator, or governing board of any medical care facility shall be
required to permit the performance, referral for or participation in
medical procedures resulting in sterilization within its institution—
facility and the refusal to permit such procedures shall not be grounds
for civil liability to any person. A hospital medical care facility may
establish criteria and procedures under which sterilizations may be
performed within its institution, in addition to those which may be
prescribed by licensing, regulating or accrediting agencies.

65-444 are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after its
publication in the statute book.