2020 Kansas Statutes

65-67a05.   Same; transfers of tissue; reports. (a) Every person who transfers fetal tissue to another person shall submit annually a written report to the secretary of the department of health and environment which contains the following:

(1)   The date of transfer;

(2)   a description of the fetal tissue;

(3)   the name and address of the transferor and the transferee;

(4)   the amount of consideration received by the transferor for making the transfer;

(5)   the mode of transfer or shipment; and

(6)   the name of the delivery service.

(b)   The identity of the woman donating the fetal tissue shall be confidential and shall not be included in any report required by this section.

(c)   No person shall ship fetal tissue without disclosing to the delivery service that human tissue is contained in such shipment.

(d)   Except as provided herein, information obtained by the secretary of health and environment under this section shall be confidential and shall not be disclosed in a manner that would reveal the identity of any person who submits a report to the secretary under this section. Such information, including information identifying any person submitting a report hereunder, may be disclosed to the attorney general upon a showing that a reasonable cause exists to believe that a violation of this act has occurred. Any information disclosed to the attorney general pursuant to this subsection shall be used solely for the purposes of a criminal prosecution.

(e)   For the purpose of maintaining confidentiality, reports required by this section shall identify the name and address of the person submitting such report only by confidential code number assigned by the secretary of health and environment to such person and the department of health and environment shall maintain such reports only by such number.

(f)   Any person who intentionally, knowingly or recklessly violates this section shall be guilty of a class A nonperson misdemeanor.

History: L. 2000, ch. 148, § 5; May 25.