

Testimony
Presentation of Section 15 of 2011 House Bill 1297
Health Services Committee
Tuesday, January 10, 2012 – 2:10 p.m.
North Dakota Department of Health

Good afternoon, Madam Chair and members of the Health Services Committee. My name is Kim Mertz and I am the Director of the Division of Family Health for the North Dakota Department of Health. I am here today to provide a presentation regarding the department's inventory of material relating to abortions and outlining the department's practice of gathering the inventory items pursuant to Section 15 of 2011 House Bill 1297.

There has been no change in the inventory since my testimony on October 26, 2011. We had anticipated dissemination of the required publications by January 1, 2012; however, due to staff changes, this was not accomplished. Currently, the second draft of the booklet informing women of the anatomical and physiological characteristics of the unborn child; support obligations of the father; and information on the various surgical and drug-induced methods of abortion is being reviewed by key partners with a requested return date of January 13, 2012. The publication to inform women of public and private agencies to assist them through pregnancy is also in second draft form. Both publications will be available and disseminated together.

The Division of Vital Records continues to be responsible for the abortion compliance report and the abortion data report. As indicated in the testimony from October 26, 2011, the Department of Health was informed by the Attorney General's office that a lawsuit had been filed by the Red River Women's Clinic in Fargo, objecting to several things in HB 1297. The clinic has objected to the new question #18 on the data report and several questions on the compliance report. The clinic is still submitting the reports, but the questions they are objecting to have not been completed. They continue to use a red stamp that indicates the question is part of the lawsuit and cannot be completed.

This concludes my presentation. I am happy to answer any questions you may have.