



STATE OF WEST VIRGINIA
DEPARTMENT OF HEALTH AND HUMAN RESOURCES

Office of the Secretary

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Earl Ray Tomblin
Governor

Karen L. Bowling
Cabinet Secretary

December 13, 2013

The Honorable Jeffrey Kessler, President
West Virginia Senate
Room 227M, Building 1
State Capitol Complex
Charleston, West Virginia 25305

The Honorable Tim Miley, Speaker
West Virginia House of Delegates
Room 228M, Building 1
State Capitol Complex
Charleston, West Virginia 25305

Dear President Kessler and Speaker Miley:

As required by West Virginia Code §16-21-1, et seq. known as the West Virginia Women's Right To Know Act (WRTK), please find enclosed the Annual Report for January 1, 2012 through December 30, 2012. This report is provided by the West Virginia Department of Health and Human Resources through the Office of Maternal, Child and Family Health, Division of Perinatal and Women's Health, in cooperation with the Health Statistics Center.

If you have any questions or concerns, please feel free to write and/or call Denise Smith, MS, Director, Division of Perinatal and Women's Health, Office of Maternal, Child and Family Health, 350 Capitol Street, Room 427, Charleston, West Virginia 25301-3714, telephone (304) 558-5388, or e-mail denise.a.smith@wv.gov.

Sincerely,

A handwritten signature in blue ink that reads "Karen L. Bowling".

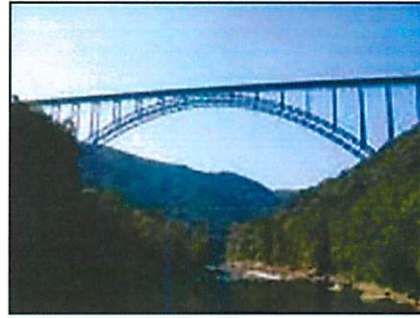
Karen L. Bowling
Cabinet Secretary

KLB/psc

Enclosure

cc: Joseph Minard
Gregory M. Gray
Joyce Spiroff
Anne Williams
Denise Smith
Legislative Library

West Virginia Women's Right to Know Act



Annual Report 2012

WEST VIRGINIA
Department of



*Women's Right to Know Act
Bureau for Public Health
Office of Maternal, Child & Family Health
350 Capitol Street, Room 427
Charleston, WV 25301*

*Earl Ray Tomblin, Governor
Karen L. Bowling, Cabinet Secretary*

Women's Right to Know Act Annual Report 2012

In accordance with West Virginia Code §16-2I-1, et seq., known as the Women's Right to Know Act (WRTK), the West Virginia Department of Health and Human Resources (DHHR) offers the following report.

The statute, enacted in 2002, requires informed consent for an abortion to be performed and requires certain information to be supplied to women considering abortion. The WRTK law establishes a minimum waiting period after women have been given the information. The law specifies exception for medical emergencies and requires physicians to report abortion statistics. Further, the WRTK law requires DHHR to publish printed information and develop a website on alternatives to abortion. The legislation protects privacy in court proceedings, exempts certain information from disclosure, and establishes administrative remedies, civil remedies, and penalties. The website is accessible at <http://www.wvdhhr.org/wrtk>.

Abortion procedures are reported to DHHR, Bureau for Public Health, Health Statistics Center using Report of Induced Termination of Pregnancy (ITOP) forms. These forms were revised in 2003 and 2007 to enable provider certification that patient counseling and guidance was conducted in accordance with the law for all non-emergency abortion procedures.

In CY2012, there were 1,829 abortion procedures reported to the Health Statistics Center. Most procedures reported (99.9 percent) were non-emergency procedures. In addition, 99.9 percent of ITOP forms submitted in 2012 contained certification of patient counseling and informational guidance.

The report that follows reflects the best information that DHHR has available. The attached report provides statistics for CY2004 through CY2012.

Report Under the Provisions of Women's Right to Know Act
West Virginia Abortion Data, 2004-2012

	2004		2005		2006		2007	
	Number of Abortions	Percent (Excluding Unknown)	Number of Abortions	Percent (Excluding Unknown)	Number of Abortions	Percent (Excluding Unknown)	Number of Abortions	Percent (Excluding Unknown)
Total Abortions	1,990		1,686		2,037		1,849	
1. # of females who were provided with counseling and informational guidance as required by WV State Code §16-21-1, et. Seq., for all non-emergency procedures. (ITOP form rev 2007, signature field 16, or alternate approved DHHR form)								
Received counseling	817	92.0%	342	22.5%	2,033	100.0%	1,848	99.9%
Did not receive counseling	71	8.0%	1,176	77.5%	1	0.0%	2	0.1%
Unknown	1,102		168		3		0	
2. # of abortions performed in cases of medical emergency. (ITOP form rev 2003, section 15d)								
Medical emergency	2	0.1%	3	0.2%	6	0.3%	4	0.2%
Non-medical emergency	1,925	99.9%	1,671	99.8%	2,011	99.7%	1,840	99.8%
Unknown	63		12		20		5	

Source: Health Statistics Center, July 2013

Distribution of printed materials:

Fetal Development, Abortion & Adoption Information Booklet, # distributed CY2012: 0

Women's Right to Know Resource Directory, # distributed CY2012: 143

Source: Office of Maternal, Child and Family Health, August 2013

Report Under the Provisions of Women's Right to Know Act
West Virginia Abortion Data, 2004-2012

	2008		2009		2010		2011		2012*	
	Number of Abortions	Percent (Excluding Unknown)	Number of Abortions	Percent (Excluding Unknown)	Number of Abortions	Percent (Excluding Unknown)	Number of Abortions	Percent (Excluding Unknown)	Number of Abortions	Percent (Excluding Unknown)
Total Abortions	1,982		1,772		1,999		1,837		1,829	
1. # of females who were provided with counseling and informational guidance as required by WV State Code §16-21-1, et. Seq., for all non-emergency procedures. (ITOP from rev 2007, signature field 16, or alternate approved DHHR form)										
Received counseling	1,972	99.8%	1,766	99.8%	1,997	99.9%	1,835	99.9%	1,827	99.9%
Did not receive counseling	4	0.2%	4	0.2%	2	0.1%	2	0.1%	2	0.1%
Unknown	6		2		0		0		0	
2. # of abortions performed in cases of medical emergency. (ITOP form rev 2003, section 15d)										
Medical emergency	3	0.2%	8	0.5%	5	0.3%	2	0.1%	2	0.1%
Non-medical emergency	1,972	99.8%	1,762	99.5%	1,993	99.7%	1,835	99.9%	1,828	99.9%
Unknown	7		2		1		0		0	

Source: Health Statistics Center, July 2013

* 2012 data is unpublished at this time

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Women's Right to Know Resource Directory, # distributed CY2012: 143

Source: Office of Maternal, Child and Family Health, August 2013