



STATE OF WEST VIRGINIA  
DEPARTMENT OF HEALTH AND HUMAN RESOURCES

**Office of the Cabinet Secretary**

One Davis Square, Suite 100, East  
Charleston, West Virginia 25301  
Telephone: (304) 558-0684  
Fax: (304) 558-1130

Earl Ray Tomblin  
Governor

Karen L. Bowling  
Cabinet Secretary

November 14, 2014

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

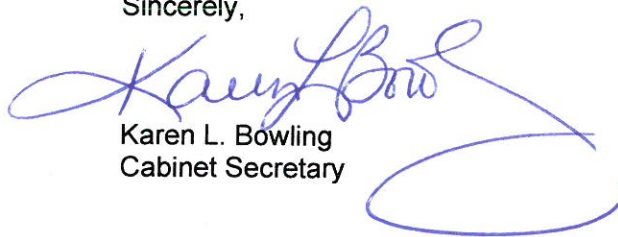
The Honorable Tim Miley, Speaker  
West Virginia House of Delegates  
Room 228M, Building 1  
State Capitol Complex  
Charleston, West Virginia 25305

Dear President Kessler and Speaker Miley:

As required by West Virginia Code §16-2i-1, et seq. known as the West Virginia Women's Right To Know Act (WRTK), please find enclosed the Annual Report for January 1, 2013 through December 31, 2013. 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 contact Denise Smith, 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 email [denise.a.smith@wv.gov](mailto:denise.a.smith@wv.gov).

Sincerely,



Karen L. Bowling  
Cabinet Secretary

KB/psc

Enclosure

cc: Joseph Minard  
Gregory M. Gray  
Letitia Tierney, MD, JD  
Anne Williams  
Christina Mullins  
Denise Smith  
Legislative Library



# WEST VIRGINIA WOMEN'S RIGHT TO KNOW ACT ANNUAL REPORT 2013

November 1, 2014

## **Women's Right to Know Act Annual Report 2013**

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 Act 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 Act 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 the DHHR, Bureau for Public Health, Health Statistics Center using the 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 CY2013, there were 1,858 abortion procedures reported to the Health Statistics Center. Most procedures reported (99.9 percent) were non-emergency procedures. In addition, 99.8 percent of the ITOP forms submitted in 2013 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 CY2013.

**Report Under the Provisions of Women's Right to Know Act**  
**West Virginia Abortion Data, 2004-2013**

	2004		2005		2006		2007		2008	
	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)
<b>Total Abortions</b>	<b>1,990</b>		<b>1,686</b>		<b>2,037</b>		<b>1,849</b>		<b>1,982</b>	
1. # of females who were provided with counseling and informational guidance as required by WV State Code §16-2i-1, et. seq., for all non-emergency procedures. (ITOP form rev 2007, signature field 16, or alternate approved DHHR form)	817	92.0%	342	22.5%	2,033	100.0%	1,848	99.9%	1,972	99.8%
Received counseling	71	8.0%	1,176	77.5%	1	0.0%	1	0.1%	4	0.2%
Did not receive counseling	1,102		168		3		0		6	
2. # of abortions performed in cases of medical emergency. (ITOP form rev 2003, section 15d)	2	0.1%	3	0.2%	6	0.3%	4	0.2%	3	0.2%
Medical emergency	1,925	99.9%	1,671	99.8%	2,011	99.7%	1,840	99.8%	1,972	99.8%
Non-medical emergency	63		12		20		5		7	
Unknown										

Source: WV Health Statistics Center, Vital Statistics System, August 2014

\*2013 is preliminary (i.e. unedited and subject to change)

**Report Under the Provisions of Women's Right to Know Act**  
**West Virginia Abortion Data, 2004-2013**

	2009		2010		2011		2012		2013*	
	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)
<b>Total Abortions</b>	<b>1,772</b>		<b>1,999</b>		<b>1,837</b>		<b>1,829</b>		<b>1,858</b>	
1. # of females who were provided with counseling and informational guidance as required by WV State Code §16-2i-1, et. seq., for all non-emergency procedures. (ITOP form rev 2007, signature field 16, or alternate approved DHHR form)	1,766 4 2	99.8% 0.2%	1,997 2 0	99.9% 0.1%	1,835 2 0	99.9% 0.1%	1,827 2 0	99.9% 0.1%	1,853 3 2	99.8% 0.2%
2. # of abortions performed in cases of medical emergency. (ITOP form rev 2003, section 15d)	8 1,762 2	0.5% 99.5%	5 1,993 1	0.3% 99.7%	2 1,835 0	0.1% 99.9%	1 1,828 0	0.1% 99.9%	1 1,856 1	0.1% 99.9%

Source: WV Health Statistics Center, Vital Statistics System, August 2014

\*2013 is preliminary (i.e. unedited and subject to change)

**Distribution of printed materials:**

**Fetal Development, Abortion & Adoption Information Booklet, 99 distributed CY2013**

**Women's Right to Know Resource Directory, 114 distributed CY2013**

Source: Office of Maternal, Child and Family Health, August 2014