



## COMMONWEALTH of VIRGINIA

Department of Health

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RICHMOND, VA 23218

Karen Shelton, MD  
State Health Commissioner

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March 13, 2025

### MEMORANDUM

TO:           The Honorable L. Louise Lucas  
                  Chair, Senate Finance and Appropriations Committee

                  The Honorable Luke E. Torian  
                  Chair, House Appropriations Committee

                  The Honorable Mark D. Sickles  
                  Vice Chair, House Appropriations Committee

FROM:        Karen Shelton, MD  
                  State Health Commissioner, Virginia Department of Health

SUBJECT:     State Funding of Abortions in Cases of Fetal Anomalies

This report is submitted in compliance with the Virginia Acts of the Assembly – [Appropriation Act - Item 275 F. \(Special Session I, 2024\)](#), which states:

*Appropriation Act - Item 275 F. (Special Session I, 2024)*  
*The Virginia Department of Health shall report for each month within 30 days after the end of each month, on the number of procedures approved for payment pursuant to § 32.1-92.2, Code of Virginia, and include a description of the nature of the fetal abnormality, to the extent permitted by law, as required for eligibility under § 32.1-92.2, Code of Virginia. The department shall report the information by letter to the Chairmen of the House Appropriations and Senate Finance and Appropriations Committees.*

Should you have any questions or need additional information, please feel free to contact me at (804) 864-7006.

KS/JH  
Enclosure

Pc: The Honorable Janet Vestal Kelley, Secretary of Health and Human Resources

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## EXECUTIVE SUMMARY

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The Virginia Appropriation Act - Item 275 F. (Special Session I, 2024) requires the Virginia Department of Health to submit monthly reports to the House Appropriations and Senate Finance and Appropriations Committees. The reports shall include the number of procedures approved for payment pursuant to § 32.1-92.2, Code of Virginia and a description of the nature of the fetal abnormality, to the extent permitted by law, as required for eligibility under § 32.1-92.2, Code of Virginia.

Descriptions of the nature of the anomalies are withheld pursuant to Code of Virginia §§ 32.1-41, 32.1-127.1:03, and 2.2-3705.5(1), as well as the Richmond Circuit Court's ruling in *The Family Foundation v. Oliver* (2020).

MONTHLY REPORT

STATE FUNDING OF ABORTIONS IN CASES OF FETAL ANOMALIES MANDATE

| Month          | Number of applications received | Number of applications approved | Nature of the fetal abnormality* |
|----------------|---------------------------------|---------------------------------|----------------------------------|
| July 2024      | 4                               | 4                               | --                               |
| August 2024    | 3                               | 3                               | --                               |
| September 2024 | 3                               | 3                               | --                               |
| October 2024   | 6                               | 6                               | --                               |
| November 2024  | 0                               | 0                               | --                               |
| December 2024  | 7                               | 7                               | --                               |
| January 2025   | 4                               | 4                               | --                               |
| February 2025  | 3                               | 3                               | --                               |
| March 2025     |                                 |                                 |                                  |
| April 2025     |                                 |                                 |                                  |
| May 2025       |                                 |                                 |                                  |
| June 2025      |                                 |                                 |                                  |
| July 2025      |                                 |                                 |                                  |
| August 2025    |                                 |                                 |                                  |
| September 2025 |                                 |                                 |                                  |
| October 2025   |                                 |                                 |                                  |
| November 2025  |                                 |                                 |                                  |
| December 2025  |                                 |                                 |                                  |
| January 2026   |                                 |                                 |                                  |
| February 2026  |                                 |                                 |                                  |
| March 2026     |                                 |                                 |                                  |
| April 2026     |                                 |                                 |                                  |
| May 2026       |                                 |                                 |                                  |
| June 2026      |                                 |                                 |                                  |

\*Descriptions of the nature of the anomalies are being withheld pursuant to Code of Virginia §§ 32.1-41, 32.1-127.1:03, and 2.2-3705.5(1), as well as the Richmond Circuit Court's ruling in *The Family Foundation v. Oliver* (2020).