

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2968-02
Bill No.: HB 1000
Subject: Abortion; Appropriations; Children and Minors; Health Care; Health Care
Professionals; Physicians
Type: Original
Date: January 28, 2004

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator**, the **Office of Prosecution Services**, the **University of Missouri**, and the **State Public Defender** assume this proposal would not fiscally impact their agencies.

Officials from the **Department of Social Services (DOS)** state there would be no fiscal impact to DOS because Section 33.900.3(1) makes it clear that federal law prevails over state law and federal funds would not be jeopardized.

Officials from the **Attorney General's Office (AGO)** assume any potential costs arising from this proposal could be absorbed with existing resources.

Officials from the **State Auditor's Office (SAO)** state that the SAO currently audits counties on a four year cycle. SAO states it would appear that this proposal would require additional time and staff for the SAO to be in compliance with this proposal. The SAO states a one-half FTE Senior Auditor would be required.

Oversight assumes audits required by this proposal could be absorbed by the SAO.

ASSUMPTION (continued)

Officials from the **Department of Health and Senior Services (DOH)** state the DOH does not provide funds to entities that directly or indirectly subsidize abortion services. The DOH states any contract of DOH whose contractor has an existing or proposed health and social services program would have the legislative language incorporated into the contractual provisions.

The DOH states if Section 33.900.2(6) applies to all contracts paid with public funds, the DOH would select the option to approve the independent auditing firm with the contractor being responsible for the cost of the independent audit, as provided for in said subsection.

<u>FISCAL IMPACT - State Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

A small business who receives public funds might be required to pay for the independent audit depending on the services they provide.

DESCRIPTION

This proposal prohibits the expenditure of public funds to existing or proposed health and social services programs that directly or indirectly subsidize abortion services. An entity that is affiliated with another entity that provides abortion services may only receive public funds if the affiliated entity is an independent affiliate. Entities that provide counseling to pregnant women and receive public funds may only provide non-directive pregnancy counseling and may not display or distribute material promoting abortion services.

The proposal requires entities that receive public funds to maintain records that demonstrate strict compliance with this section. An independent audit of these entities must be conducted at least once every three years. If the recipient of public funds is affiliated with an entity that provides abortion services, an audit must be conducted each year to ensure compliance. The proposal includes exceptions for reimbursement to entities that provide services that are required

DESCRIPTION (continued)

under federal Medicaid regulations and certain services required under the federal family planning program.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Health and Senior Services
Department of Social Services
University of Missouri
State Auditor's Office
Office of State Courts Administrator
Attorney General Office
State Public Defender
Office of Prosecution Services



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Director
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