

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0504H.01I
Bill No.: HB 67
Subject: Abortion; Health Care Professionals
Type: Original
Date: January 4, 2021

Bill Summary: This proposal requires the performance and explanation of an obstetric ultrasound and auscultation of fetal heartbeat prior to an abortion.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on <u>Other</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 2022	FY 2023	FY 2024
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on FTE	0	0	0

☐ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§188.027 – Performance and explanation of an obstetric ultrasound and auscultation of fetal heartbeat before abortion

Officials from the **Office of Attorney General (AGO)** assume any additional litigation costs arising from this proposal can be absorbed with existing personnel and resources. However, the AGO may seek additional appropriations if there is a significant increase in litigation.

Oversight does not have any information to the contrary. Therefore, Oversight assumes the AGO will be able to perform any additional duties required by this proposal with current staff and resources and will reflect no fiscal impact to the AGO for fiscal note purposes.

Officials from the **Department of Health and Senior Services (DHSS)** state this proposed legislation requires a physician performing an abortion to perform an ultrasound of the unborn child and auscultate the heartbeat so that the woman may hear the heartbeat of the unborn child if the heartbeat is audible. The woman upon whom the abortion is to be performed or induced must certify, in writing, on a checklist form that she has been presented all required information; that she has viewed an active ultrasound image of the unborn child and heard the heartbeat if it is audible, or declined to do so; and certifies that she gives her voluntary and informed consent to the abortion procedure. The physician retains a copy of this checklist as part of a patient's medical records. Medical record reviews are within the normal ebb and flow of work scope during an inspection for the Division of Regulation and Licensure, so no extra survey time will be required to conduct the requirements of the proposed legislation.

The department anticipates being able to absorb these costs. However, until the FY22 budget is final, the department cannot identify specific funding sources.

Oversight assumes the DHSS has sufficient staff and resources available to absorb the additional medical records review required by this proposal and will present no fiscal impact for DHSS for this fiscal note.

Officials from the **Department of Commerce and Insurance**, the **Department of Social Services** and **Office of the State Courts Administrator** each assume the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

<u>FISCAL IMPACT – State Government</u>	FY 2022 (10 Mo.)	FY 2023	FY 2024
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2022 (10 Mo.)	FY 2023	FY 2024
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT – Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

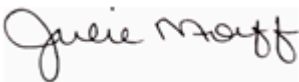
FISCAL DESCRIPTION

The proposed legislation appears to have no direct fiscal impact.

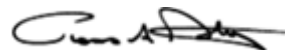
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Attorney General's Office
 Department of Commerce and Insurance
 Department of Health and Senior Services
 Department of Social Services
 Office of the State Courts Administrator



Julie Morff
 Director
 January 4, 2021



Ross Strobe
 Assistant Director
 January 4, 2021

