

FIRST REGULAR SESSION

HOUSE BILL NO. 611

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BEARD.

1429H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 188, RSMo, by adding thereto one new section relating to the receipt of family planning funds.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 188, RSMo, is amended by adding thereto one new section, to be known as section 188.207, to read as follows:

2 **188.207. 1. Any organization, institution, or facility which performs or assists in**
3 **performing an abortion not necessary to save the life of the mother, or which encourages**
4 **or counsels a woman to have an abortion not necessary to save her life, shall make an**
5 **annual accounting of any and all funds received by such organization, institution, or**
6 **facility under Title X of the Public Health Service Act, 42 U.S.C. Section 300, et seq.**

7 **2. Such accounting shall identify each grant under which funds were disbursed,**
8 **and for each grant the accounting shall describe in detail the purpose of the grant and the**
9 **services provided under the grant. The accounting shall account for the exact amount of**
10 **funds received and disbursed pursuant to the grant. The accounting shall identify the**
11 **recipients of each disbursement and the purpose of each disbursement. The accounting**
12 **shall not list the name of any patient or any part of the social security number of any**
13 **patient, but rather shall identify each patient with a unique identification number.**

14 **3. Such accounting shall be filed with the director of the department of health and**
15 **senior services who shall provide forms and promulgate regulations to enforce the**
16 **requirements of this section. The department of health and senior services shall retain**
such accounting for a period of seven years.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 **4. Any taxpayer residing in the county in which the organization, institution, or**
18 **facility is located may petition the court of that county for an injunction ordering the**
19 **organization, institution, or facility to comply with the provisions of this section. The court**
20 **may award the taxpayer reasonable attorney fees and court costs.**

21 **5. For the purposes of this section, the phrase “encourage or counsel a woman to**
22 **have an abortion” shall refer to activities in which the immediate effect of such activity is**
23 **to promote or encourage the use of abortion as a method of family planning including, but**
24 **not limited to, providing transportation for an abortion, explaining and obtaining signed**
25 **abortion consent forms from women interested in abortions, negotiating a reduction in fees**
26 **for an abortion, and scheduling or arranging for the performance of an abortion.**

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