

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0846-03
Bill No.: Perfected HCS for HB 194
Subject: Abortion; Hospitals; Department of Health and Senior Services; Health Care;
Employees-Employers
Type: Original
Date: April 19, 2017

Bill Summary: This proposal changes the laws regarding abortion.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
General Revenue	(Greater than \$24,458)	\$0	\$0
Total Estimated Net Effect on General Revenue	(Greater than \$24,458)	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
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 2018	FY 2019	FY 2020
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Health and Senior Services (DHSS)** provide the following information for this proposal:

Division of Community and Public Health (DCPH) officials provide that section 188.027.1 and 188.027.13 of the proposed legislation requires DHSS to create a video that contains all of the information required to be provided to a woman considering an abortion, specifically all of the requirements as described in Section 188.027.1(1), except for paragraph (a), the physician's telephone number under paragraph (d), and paragraph (e) of subdivision (1) of subsection 1 of this section. For fiscal note purposes, DHSS assumes the department would incur the expense for the creation of the video, estimated at or above \$10,000. In addition, DHSS would need to purchase an annual copyright license for photos and graphics, which is estimated at \$6,288, currently used in the "Missouri Informed Consent Booklet" for use in the video. The photos and graphics in this booklet were created to meet the requirements described in this section that would also need to be addressed in the video. DHSS estimates that 10,646 women could consider an abortion each year (DHSS estimates were derived by taking the average number of abortions performed each year between 2011 and 2015 [5,323 abortions X 2]. This estimate is based on the fact that more women might consider an abortion but may not follow through with the procedure.) The video would be available on the DHSS website. In addition DHSS would produce 50 DVDs in order to make the video available to providers who cannot use the internet to show it to their patients. The costs per DVD, including a color label and clear plastic sleeve, is estimated at a cost of \$1.40 per DVD for an annual cost of \$70 (50 x \$1.40).

Section 188.027.1(1) also requires an additional component of information (description of the disposal process of the aborted fetus) to be provided through written materials or video. The program does not estimate any cost with revising the current informational booklet or provider checklist or any costs associated with printing these materials as these documents are made available to providers via the website.

A one-time cost for information technology (IT) services in FY 18 of \$8,100 to implement changes to the individual abortion report form and the mainframe ITOP (Induced Termination of Pregnancy) application is required by the **Office of Administration (OA), Information Technology Services Division (ITSD)/DHSS**. The additional cost will also include costs to create a new data entry, storage and reporting system for the required fetal organ and tissue reports and the location of final disposition reports.

DHSS estimates total costs to the General Revenue Fund as Unknown greater than \$24,458 for FY18; \$6,360 for FY19; and \$6,362 for FY20.

Oversight assumes the DHSS can absorb the minimal costs that will be incurred for FY19 and FY20.

ASSUMPTION (continued)

In response to the previous version of this proposal, officials from the **University of Missouri Health Care (UMHC)** stated they had reviewed the proposed legislation and determined that the fiscal impact should not exceed \$100,000 annually.

Oversight assumes the costs incurred by the UMHC related to this proposal can be absorbed within current resource levels.

In response to the previous version of this proposal, officials from the **Missouri Office of Prosecution Services** and the **Office of State Public Defender** assumed the proposal would have no fiscal impact on their organizations.

Bill as a whole

Officials from the **Office of Attorney General (AGO)** assume any potential costs arising from this proposal can be absorbed with existing resources. The AGO may seek additional appropriations if the proposal results in a significant increase in referrals.

Officials from the **Department of Natural Resources**, the **Department of Corrections**, the **Department of Labor and Labor Relations**, the **Department of Social Services**, **MO HealthNet Division**, **Division of Legal Services** and **Children's Division** and the **Office of State Courts Administrator** each assume the proposal would not fiscally impact their respective agencies.

<u>FISCAL IMPACT - State Government</u>	FY 2018 (10 Mo.)	FY 2019	FY 2020
GENERAL REVENUE FUND			
<u>Costs - DHSS (\$188.027)</u>			
Video creation costs	(Greater than \$10,000)	\$0	\$0
System changes	(\$8,100)	\$0	\$0
Equipment and expense	<u>(\$6,358)</u>	<u>\$0</u>	<u>\$0</u>
Total <u>Costs</u> - DHSS	(Greater than \$24,458)	\$0	\$0
ESTIMATED NET EFFECT ON THE GENERAL REVENUE FUND	<u>(Greater than \$24,458)</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Local Government

FY 2018
(10 Mo.)

FY 2019

FY 2020

\$0

\$0

\$0

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

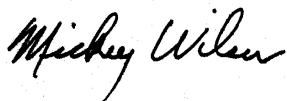
PROHIBITED ACTIVITIES REGARDING FETAL REMAINS (Sections 188.027 and 188.036, RSMo)

The bill changes the laws regarding fetal remains and requires the women to be informed of the disposal process. The proposal requires the department of health and senior services to create a video that contains all of the information required to be provided to a woman considering an abortion, except certain specified information, and to be shown to her at least 72 hours prior to an abortion.

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

Office of Attorney General
Department of Health and Senior Services
Department of Natural Resources
Department of Corrections
Department of Labor and Industrial Relations
Department of Social Services -
 MO HealthNet Division
 Division of Legal Services
 Children's Division
Missouri Office of Prosecution Services
Office of State Courts Administrator
Office of State Public Defender
University of Missouri Health Care System



Mickey Wilson, CPA

Ross Strope

L.R. No. 0846-03
Bill No. Perfected HCS for HB 194
Page 6 of 6
April 19, 2017

Director
April 19, 2017

Assistant Director
April 19, 2017