

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 1262** HLS 14RS 2920
 Bill Text Version: **ENROLLED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: June 5, 2014 12:23 PM	Author: IVEY
Dept./Agy.: Health and Hospitals	Analyst: Patrice Thomas
Subject: Mental Health Information Prior to an Elective Abortion	

ABORTION EN INCREASE See Note Page 1 of 1
 Provides relative to information to be conveyed to a woman prior to abortion

Proposed law requires a physician to obtain a signed form (24 hours prior to performing an abortion except in cases of a medical emergency) stating that the women has been given information (pamphlet) on the mental, emotional and behavioral health impacts after abortion; coerced abortion; and human trafficking. Proposed law requires the signed form to be made part of the medical record for 7 years. Proposed law requires Department of Health and Hospitals (DHH) to prepare the pamphlet. Also, proposed law requires DHH to create printed materials as well as printable internet-based resources that include specific information such as telephone numbers and links to web sites of nonprofit organizations (not affiliated with an abortion provider) that provide free services. The pamphlet must contain information on help for human trafficking victims. Proposed law provides that a 14-member task force appointed by the governor to assist DHH in the preparation of the printed and internet materials. Proposed law provides the pamphlet shall be known as "Point of Rescue". Proposed law expands the definition of "coerced abortion" relative to child abuse to included attempted or completed abortion procedures.

EXPENDITURES	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Annual Total						
REVENUES	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

The proposed legislation may result in an indeterminable increase in governmental expenditures as a result of per diem and travel expense reimbursement associated with the 14-member task force and expanded definition of "coerced abortion".

Department of Health and Hospitals. The proposed legislation requires the Department of Health and Hospitals (DHH) to develop a new consent form (pamphlet) stating that a woman has been given information and resources on the serious psychological impacts, including severe emotional distress and mental and behavioral health afflictions of undergoing an abortion. Also, the proposed legislation requires DHH to create printed materials as well as printable web-based resources that include information on psychological impacts, illegal coercion, abuse, and human trafficking associated with abortion; and identifying nonprofit organizations that provide free access and confidential access to mental health professionals. DHH will be required to do the following over and above their current initiatives related to providing abortion information: (1) coordinate with a task force; (2) update and reprint consent forms that will be known as "Point of Rescue"; (3) update and reprint a *Women's Right to Know and A Women's Right to Know Resource Directory* booklet; and (4) update the www.pregnancyinfo.la.gov web site. According to DHH, existing resources within the Office of Public Health (OPH) will be utilized to fund printing and web development.

The proposed legislation provides for 14-member task force to assist DHH/OPH in preparing materials; however the measure is silent on members of the task force receiving per diem and travel expense reimbursement. To the extent that members receive per diem and travel expense reimbursement, the Legislative Fiscal Office (LFO) anticipates an indeterminable increase in state expenditures depending the frequency of meetings.

Department of Corrections. The proposed legislation may result in an indeterminable increase in state general fund expenditures for the Department of Corrections (DOC) as a result of expanding the definition of "coerced abortion" relative to child abuse. It is not known how many people will be convicted of child abuse under the expanded definition. However, any offender sentenced to the custody of the Department of Public Safety and Corrections increases expenditures by \$24.39 per day per offender in local facilities. To the extent that offenders are sentenced and housed in state facilities, the cost per day per offender is \$52.51. Currently, the Department of Corrections houses approximately 50% of state offenders at the local level and 50% at the state level.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate Dual Referral Rules House 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} 6.8(F)(2) >= \$500,000 State Rev. Reduc. {H & S}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}
John D. Carpenter
Legislative Fiscal Officer