

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3096H.011
Bill No.: HB 1452
Subject: Abortion; Health Care Professionals
Type: Original
Date: January 10, 2022

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 2023	FY 2024	FY 2025
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
Total Estimated Net Effect on FTE	0	0	0

- Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§188.027 – Performance of ultrasound prior to abortion

Officials from the **Department of Health and Senior Services (DHSS)** state pursuant to §188.027, a physician performing an abortion is 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.

Pursuant to §§188.027.4 and 188.027.10, RSMo, the DHSS along with the Department of Social Services (DSS) publishes two publications, the Informed Consent Checklist and Missouri's Informed Consent Booklet. These are both available in English and Spanish.

<https://health.mo.gov/living/families/womenshealth/pregnancyassistance/forms.php>

The revision of the materials in English would take approximately 40 hours of staff time by a Public Health Program Supervisor (\$58,689 average annual salary in the Division of Community and Public Health as of January 1, 2021). This would amount to a staff time cost of \$1,128 (\$28.21 hourly salary x 40, rounded down). The DHSS anticipates being able to absorb these costs. However, until the FY 2023 budget is final, the department cannot identify specific funding sources.

Revising the materials in Spanish would require an external translator. The rate for translation is per word. It would require approximately 200 words per document (400 words x \$0.20/word=\$80). The revised materials would need to also be printed for use by providers. There are currently approximately 175 items of each material available at the warehouse. It is estimated that 200 items would need to be printed to replace each of the four revised materials. The cost of printing the revised materials is incurred by the DSS and, therefore, has no fiscal impact on DHSS.

The DHSS anticipates being able to absorb these costs. However, until the FY 2023 budget is final, the department cannot identify specific funding sources.

Oversight does not have any information to the contrary. Oversight assumes the DHSS has sufficient staff and resources available to absorb the additional duties required by this proposal and will present no fiscal impact to the DHSS for fiscal note purposes.

Officials from the **Attorney General’s Office**, the **Department of Commerce and Insurance**, the **Department of Social Services** and the **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 2023 (10 Mo.)	FY 2024	FY 2025
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2023 (10 Mo.)	FY 2024	FY 2025
	<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.

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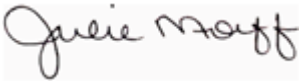
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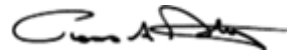
January 10, 2022

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 10, 2022



Ross Strobe
Assistant Director
January 10, 2022