

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6967

BILL NUMBER: HB 1474

NOTE PREPARED: Apr 7, 2011

BILL AMENDED: Mar 28, 2011

SUBJECT: Terminated Pregnancy Form.

FIRST AUTHOR: Rep. Frye R

FIRST SPONSOR: Sen. Walker

BILL STATUS: CR Adopted - 2nd House

FUNDS AFFECTED: X
X

**GENERAL
DEDICATED
FEDERAL**

IMPACT: State & Local

Summary of Legislation: (Amended) This bill provides that the information forms to be completed by medical facilities where abortions are performed must: (1) elicit disclosure of the age of the father; (2) include the date the pregnancy was terminated; and (3) include the date the form was received by the Indiana State Department of Health (ISDH). The bill provides that if an abortion is performed on a female who is less than 14 years of age, the physician who performed the abortion shall transmit the information form to the ISDH and the Department of Child Services (DCS) within three days after the abortion is performed.

Effective Date: July 1, 2011.

Explanation of State Expenditures: (Revised) ISDH may incur minor cost associated with revising the required information forms. Revision of data collection forms is an administrative function that should be accomplished within the level of resources available to the agency.

The bill requires the information form to be sent to the ISDH and the DCS within three days in the instance of an abortion performed on a female less than 14 years of age. The bill requires that the name and age or approximate age of the father is required to be included on the form. Receipt of the form would potentially, depending on the age of the father, constitute a report of child abuse which would trigger an investigation by the DCS. (Abortion providers are currently required to report cases of child abuse.) DCS has reported that this may result in a minimal increase in the number of investigations.

Explanation of State Revenues: Failure to transmit the information form in the time frame required by statute currently constitutes a Class B misdemeanor. Currently, the information forms collected are to be transmitted to the

ISDH for each half of the calendar year. This bill adds the circumstance of failing to transmit the information form for specified abortions within three days to the existing penalty.

Penalty Provision: If additional court cases occur and fines are collected, revenue to both the Common School Fund (from fines) and the state General Fund (from court fees) would increase. The maximum fine for a Class B misdemeanor is \$1,000. However, any additional revenue would likely be small.

Explanation of Local Expenditures: *Penalty Provision:* A Class B misdemeanor is punishable by up to 180 days in jail.

Explanation of Local Revenues: *Penalty Provision:* If additional court actions occur and a guilty verdict is entered, local governments would receive revenue from court fees. However, any change in revenue would likely be small.

State Agencies Affected: ISDH; DCS.

Local Agencies Affected: Trial courts, local law enforcement agencies.

Information Sources:

Fiscal Analyst: Kathy Norris, 317-234-1360.