



# HOUSE COMMITTEE ON APPROPRIATIONS

## FISCAL NOTE

SENATE BILL NO. 732

PRINTERS NO. 1851

PRIME SPONSOR: Vance

### COST / (SAVINGS)

FUND	FY 2011/12	FY 2012/13
General Fund	\$0	\$0

**SUMMARY:** Amends the Health Care Facilities Act by adding a definition for abortion facility and providing for licensure and inspection of abortion facilities. Effective date is in 180 days.

**ANALYSIS:** This legislation would provide a definition for an 'abortion facility'. Specifically, the bill would require the Department of Health to apply to abortion facilities the same regulations applicable to ambulatory surgical facilities and allows an abortion facility to request an exception; the department shall apply the same procedures/ criteria that are applicable to other health care facilities in considering the request for an exception; an abortion facility would be required to continue to comply with the applicable provisions of the Medical Care Availability and Reduction of Error (Mcare) Act and to comply with federal privacy statutes including the Health Insurance Portability and Accountability (HIPA) Act; the department would be required to conduct at least one annual unannounced inspection of each abortion facility while respecting the privacy of each patient; would establish a new \$250 licensure application or licensure renewal fee for an abortion facility; and would require that the abortion facility is in compliance with the requirements of the Abortion Control Act (Chapter 32 of Title 8) for licensure. The legislation would also establish the Licensure Fee Account in the General Fund; fees for abortion facilities would be deposited into the Account and the money in the Account is appropriated on a continuing basis to the department for use in the performance of its duties.

**FISCAL IMPACT:** The department estimates that there are currently 22 registered free-standing abortion facilities operating in the state. Enactment of this legislation would result in additional state costs for personnel of \$658,000 (\$616,000 for personnel cost and \$42,000 for associated operating costs). This estimate assumes that the department's FY2011-2012 Quality Assurance state appropriation of \$19.575 million is sufficient to absorb the estimated costs required to implement the provisions of this legislation.

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House Appropriations Committee (R)

**DATE:** December 13, 2011

*Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.*