

Fiscal Estimate Narratives

DOC 6/1/2015

LRB Number	15-2499/1	Introduction Number	SB-179	Estimate Type	Original
Description Requiring a determination of probable postfertilization age of an unborn child before abortion, prohibiting abortion of an unborn child considered capable of experiencing pain, informed consent, abortion reporting, granting rule-making authority, and providing a criminal penalty					

Assumptions Used in Arriving at Fiscal Estimate

This bill restricts the performance of an abortion after 20 weeks gestation, except in the case of a medical emergency, on the basis that an unborn child can experience pain. In addition, punishment for violation of the 20 week abortion ban will be punishable by a felony with a maximum punishment of a fine not to exceed \$10,000, imprisonment not to exceed three years and six months, or both.

The Department of Corrections is unable to determine the fiscal impact of the bill as it cannot predict the number of people that will be sentenced and the sentencing practices of judges under the new law.

The average FY14 annual cost for an inmate in a DOC institution is approximately \$32,800. However, when there is excess capacity in DOC facilities, the incremental costs (i.e. food, health care and clothing) of housing a small number of inmates is approximately \$5,700 based on FY14 costs. Should the Department use contract beds, the rate would be approximately \$18,800 annually per person.

If there is a large increase in the number of offenders placed on probation or extended supervision, additional community corrections funding and/or positions may be necessary to handle the population.

Long-Range Fiscal Implications