

Fiscal Estimate - 2015 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 15-2499/1	Introduction Number SB-179	
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		
Fiscal Effect		
State:		
<input type="checkbox"/> No State Fiscal Effect <input checked="" type="checkbox"/> Indeterminate		
<input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations	<input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decrease Costs	
Local:		
<input type="checkbox"/> No Local Government Costs <input type="checkbox"/> Indeterminate		
1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	
5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts		
Fund Sources Affected		
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS		
Affected Ch. 20 Appropriations		
Agency/Prepared By DA/ Phil Werner (608) 267-2700	Authorized Signature James Langdon (608) 267-1001	Date 6/3/2015

Fiscal Estimate Narratives

DA 6/3/2015

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 prohibits the performance of an abortion, except in a medical emergency, unless the doctor performing the abortion has made a determination of the probable postfertilization age of the unborn child. A person is prohibited from performing an abortion when the unborn child is considered to be capable of experiencing pain (unless the woman is undergoing a medical emergency) which the bill defines as a postfertilization age of 20 or more weeks. When the unborn child is considered capable of experiencing pain and the pregnant woman is undergoing a medical emergency, the doctor must terminate the pregnancy in the manner that provides the best opportunity for the unborn child to survive. A claim for damages may be brought against a person who violates the law. The bill provides various reporting requirements. In addition, the bill requires that the woman be informed, orally and in writing, of the probable postfertilization age of the unborn child and the numerical odds of survival.

Prosecutors believe that the amount of investigation required and the medical information that will be needed to prosecute such cases will put a significant burden on prosecutors. The bill calls for criminal prosecution as well as injunction actions by prosecutors. The State would need to hire expert witnesses to prosecute such matters putting further burdens on prosecutors' time and resources.

Due to a lack of data concerning how many cases may occur, a fiscal estimate is indeterminate.

Long-Range Fiscal Implications

For the reasons addressed above, a long-term fiscal estimate is indeterminate.