

FISCAL IMPACT STATEMENT ON BILL NO. **H. 4223, as Amended**

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TO:	The Honorable Harvey S. Peeler, Jr., Chairperson, Senate Medical Affairs Committee		
FROM:	State Budget Division, Budget and Control Board		
ANALYSTS:	R.J. Stein, Rodney Grizzle, Rachael Fulmer, Torina Wood		
DATE:	April 25, 2014	SBD:	2014226

AUTHOR:	Representative Nanney	PRIMARY CODE CITE:	44-41-410
SUBJECT:	SC Pain-Capable Unborn Child Protection Act		

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:
A Cost to the General Fund (See Below)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:
\$0 (No additional expenditures or savings are expected)

BILL SUMMARY:

House Bill 4223, as amended, amends Chapter 41, Title 44 of the Code of Laws of South Carolina, 1976, by adding Article 5 so as to enact the SC Pain-Capable Unborn Child Protection Act. The Bill prohibits abortions on fetuses over 20 weeks old, but allows for certain exceptions. The Bill requires all physicians performing an abortion to report the procedure to the Department of Health & Environmental Control; and the Bill specifies the information that must be included in the report, as well as confidentiality considerations. The Bill specifies penalties for violations.

EXPLANATION OF IMPACT:

Department of Health & Environmental Control (DHEC)

The Department estimates that this Bill will require an additional 1.40 FTE positions and will cost the Department approximately \$75,000 annually. In addition, a one-time cost of approximately \$50,000 would be needed in the first year to modify the agency's information systems software to capture the needed information. The Department also reports that the Bill requires the agency to monitor the providers to insure their complete and timely reporting, collect late fees and bring legal action against non-compliant providers. Since the number of non-compliant providers is unknown, it is not possible to estimate the cost of bringing legal action; though the amount could be considerable.

Other Agencies

The Judicial Department; Department of Corrections, Office of the Attorney General, Prosecution Coordination Commission and Department of Health & Human Services all report that this Bill will have a minimal impact on their agencies, which can be absorbed within their current level of funding.

SPECIAL NOTES:

The Board of Economic Advisors is the appropriate entity to address any revenue impact associated with this Bill.

Approved by:



Brenda Hart
Assistant Director, State Budget Division