

**COMMONWEALTH OF KENTUCKY STATE FISCAL NOTE STATEMENT  
LEGISLATIVE RESEARCH COMMISSION  
2017 REGULAR SESSION**

**MEASURE**

2017 BR NUMBER **0815**

**HOUSE** BILL NUMBER **149**

RESOLUTION NUMBER \_\_\_\_\_

AMENDMENT NUMBER \_\_\_\_\_

**SUBJECT/TITLE** **An ACT prohibiting the use of public resources for abortion services.**

**SPONSOR** **Representative Stan Lee**

**NOTE SUMMARY**

FISCAL ANALYSIS:  IMPACT     NO IMPACT     INDETERMINABLE IMPACT

LEVEL(S) OF IMPACT:  STATE     LOCAL     FEDERAL

BUDGET UNIT(S) IMPACT: **The Department for Public Health**

FUND(S) IMPACT:  GENERAL     ROAD     FEDERAL     RESTRICTED AGENCY \_\_\_\_\_     OTHER

**FISCAL SUMMARY**

FISCAL ESTIMATES	2016-2017	2017-2018	ANNUAL IMPACT AT FULL IMPLEMENTATION
<b>REVENUES</b>			(\$5.4 million)
<b>EXPENDITURES</b>			
<b>NET EFFECT</b>			(\$5.4 million)

( ) indicates a decrease/negative

**MEASURE'S PURPOSE:** HB 149 prohibits the use of public funds directly or indirectly for abortion services.

**PROVISIONS/MECHANICS:** Section 1 amends KRS 311.720 to define "abortion services."

Section 2 amends KRS 311.715 to prohibit public funds from being paid, directly or indirectly, to any entity, organization, or individual that provides abortion services or that is an affiliate of any such entity, organization, or individual. It also defines "affiliate" and "public funds," and establishes exceptions to funding for hospitals, medical schools, or universities.

**FISCAL EXPLANATION:** According to the Cabinet for Health and Family Services (CHFS), the definition of abortion services in HB 149 would conflict with federal Title X requirements for funding. This legislation would prohibit federal funds, state funds, and local tax funds from being spent in the Family Planning Program, which follows federal Title X guidelines. Thus, HB 149 jeopardizes the \$5.4 million in federal funds that the Department for Public Health receives annually from the federal Office of Population Affairs (OPA) to provide Title X Family Planning

Services across the state. These family planning funds are, in turn, allocated to all 61 local health departments across the state and several federally-qualified health centers.

**DATA SOURCE(S): Cabinet for Health and Family Services**

**PREPARER: Stephanie Rich NOTE NUMBER: 33 REVIEW: JRS DATE: 2/9/2017**