



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2027 Biennium

Bill#/Title: HB0723.01: Establish annual reporting requirements of infants born alive

Primary Sponsor: Lee Deming

Status: As Introduced

☐ Included in the Executive Budget ☒ Needs to be included in HB 2 ☐ Significant Local Gov Impact

☐ Significant Long-Term Impacts ☒ Technical Concerns ☐ Dedicated Revenue Form Attached

### FISCAL SUMMARY

	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>	<u>FY 2028</u> <u>Difference</u>	<u>FY 2029</u> <u>Difference</u>
<b>Expenditures</b>				
General Fund (01)	\$25,043	\$0	\$0	\$0
<b>Revenues</b>				
General Fund (01)	\$0	\$0	\$0	\$0
<b>Net Impact</b>	<u>(\$25,043)</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<b>General Fund Balance</b>				

### Description of fiscal impact

HB 723 proposes annual reporting requirements by medical facilities to the Department of Public Health and Human Services (the department) for infants born alive, subsequent to an abortion or attempted abortion. The department shall adopt a form for reporting and distribute copies to the medical facilities in the state. An annual report published by June 30<sup>th</sup> must include the aggregate number of abortions resulting in a live birth from the previous calendar year, as well as previous reporting years. The department will incur costs related to systems changes and postage.

### FISCAL ANALYSIS

#### Assumptions

1. The Office of Vital Records would have to add the newly created form to the data system so medical facilities could report the data. This addition would require the data system contractor to add the needed fields to an existing form or create a new form within the module that reports abortion data. The cost of this addition would be a one-time cost of roughly \$25,000 in FY 2026.
2. The Epidemiology and Scientific Support Bureau would need to create a new annual report for this data or add an additional section to an existing report. This would be completed by existing staff and would take approximately 120 hours.
3. The department estimates 40-80 hours of an existing State Registrar and Epidemiologist during the rule writing process. Participation of the State Registrar and Epidemiologist is necessary to ensure the regulatory language will result in appropriate regulations.
4. Communication would need to be sent via mail to all medical providers that perform abortions about the new reporting requirements. There are approximately 50 users in the state that have access to the abortion

**Fiscal Note Request - As Introduced***(continued)*

module in the data system. It is estimated that the one-time cost for postage and materials is \$42.70 in FY 2026. (50 stamps x \$.73 = \$36.50 + 50 envelopes x \$.124 = \$6.20)

**Fiscal Analysis Table**

	<b><u>FY 2026</u></b> <b><u>Difference</u></b>	<b><u>FY 2027</u></b> <b><u>Difference</u></b>	<b><u>FY 2028</u></b> <b><u>Difference</u></b>	<b><u>FY 2029</u></b> <b><u>Difference</u></b>
<b><u>Fiscal Impact</u></b>				
<b><u>Expenditures</u></b>				
Operating Expenses	\$25,043	\$0	\$0	\$0
<b>TOTAL Expenditures</b>	<b>\$25,043</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b><u>Funding of Expenditures</u></b>				
General Fund (01)	\$25,043	\$0	\$0	\$0
<b>TOTAL Funding of Expenditures</b>	<b>\$25,043</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b><u>Revenues</u></b>				
<b><u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures)</u></b>				
General Fund (01)	(\$25,043)	\$0	\$0	\$0

**Technical Concerns**

1. The amounts that can be imposed on a civil fine if the report is not submitted timely (\$500 if the report is not submitted within 30 days after the deadline and \$500 for each additional month the report is not submitted) are not specified where they will be deposited. It's unclear if the department would receive this revenue.
2. The bill states the department shall adopt a form for reporting and distribute the form to medical facilities in the state. The Office of Vital Records no longer uses paper forms and all data collected is collected digitally.



Sponsor's Initials

2/28

Date



Budget Director's Initials

2/28/2025

Date