



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2015 Biennium

Bill # HB0391

Title: Requiring parental consent prior to an abortion for a minor

Primary Sponsor: Bennett, Gerald (Jerry)

Status: As Introduced

- Significant Local Gov Impact
 Needs to be included in HB 2
 Technical Concerns
 Included in the Executive Budget
 Significant Long-Term Impacts
 Dedicated Revenue Form Attached

FISCAL SUMMARY

	<u>FY 2014 Difference</u>	<u>FY 2015 Difference</u>	<u>FY 2016 Difference</u>	<u>FY 2017 Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance:	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Description of fiscal impact: This bill has no fiscal impact to the state.

FISCAL ANALYSIS

Assumptions:

Department of Public Health and Human Services

1. This bill requires the Department of Public Health and Human Services (DPHHS) to create a consent form to be used by physicians, physician assistants, or their agents in obtaining consent of a parent or legal guardian prior to an abortion for a minor.
2. The Office of Legal Affairs within DPHHS could create the consent form pursuant to New Section 5 of this bill within existing resources.

Department of Corrections

3. A second or subsequent conviction of a person performing an abortion for a minor and not obtaining parental consent would be a felony.
4. It is difficult to determine the impact of this bill, due to lack of historical precedence. However, it is not anticipated that there would be a significant number of convictions under this statute.

Technical Notes:

1. If other eligibility requirements (such as income eligible and legally residing in Montana) are met, an emancipated minor is eligible for Supplemental Nutrition Assistance program (SNAP) and Medicaid and becomes eligible for Temporary Assistance for Needy Families (TANF) benefits beginning in the third trimester of pregnancy. An emancipated minor who already has a child is eligible when emancipated. Emancipation under TANF and some Medicaid programs must be by court action or marriage. Emancipation under remaining Medicaid programs and SNAP is gained only through court action. This may conflict with the language in Section 8 of this bill.

Sponsor's Initials

Date

Budget Director's Initials

Date