

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 24, 2017

TO: Honorable Byron Cook, Chair, House Committee on State Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB2962** by Capriglione (Relating to reporting requirements by certain health care facilities for abortion complications; authorizing a civil penalty.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would require certain health care facilities to report certain abortion complications to the Department of State Health Services (DSHS). DSHS would be required to develop a form for reporting abortion complications, following certain criteria, by January 1, 2018. DSHS would be required to develop and publish an annual report that aggregates each abortion complication on a statewide basis. Facilities that fail to comply with reporting requirements would be subject to a civil penalty of \$500 for each violation and at the request of DSHS, the Attorney General would be permitted to file an action to recover the penalty. DSHS would be permitted to suspend or revoke the license, permit, registration, certificate, or other authority of facilities that commit three separate violations. The executive commissioner of the Health and Human Services Commission (HHSC) would be required to adopt any rules necessary to implement provisions of the bill by January 1, 2018.

It is assumed the provisions of the bill can be implemented within the existing resources of DSHS, HHSC, and the Office of Attorney General.

Local Government Impact

There could be costs associated with reporting for local hospitals; however, the fiscal impact cannot be determined at this time.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 302 Office of the Attorney General, 503 Texas Medical Board, 529 Health and Human Services Commission, 537 State Health Services, Department of

LBB Staff: UP, AG, LR, RGU, JGA, KCA