

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 3301 – SB 3812

March 22, 2010

**SUMMARY OF AMENDMENTS (015176, 015384):** Deletes all language after the enacting clause and requires a medical facility in which abortions, other than those necessary to prevent the death of the mother, are performed to post a sign stating that it is against the law for anyone, regardless of his or her relationship to the pregnant woman, to coerce her into having an abortion or to perform an abortion on her against her will. Sign format and placement requirements are included. Creates civil penalties of \$2,500 for a facility and \$1,000 for a licensed physician for a violation and establishes that each day an abortion is performed in which the facility or physician have not met the signage standards is considered a separate violation. Amendment 015384 designates the placement of the sign in each patient waiting room and patient consultation room used by patients whom abortions are performed in a private physician office or ambulatory surgical treatment center and in the admissions or registration departments of a hospital or other facility.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Revenue – Not Significant/Division of Health Related Boards  
/Board for Licensing Health Care Facilities  
Increase State Expenditures – Not Significant/Division of Health Related Boards  
/Board for Licensing Health Care Facilities

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:

**Unchanged from the original fiscal note.**

Assumptions applied to amendments:

- The Board for Licensing Health Care Facilities is granted oversight authority and will be responsible for regulating the facilities included within the provisions of the bill. Any necessary rulemaking will be accomplished during a regularly scheduled meeting and will not result in a significant increase in expenditures.
- The Board will determine a facility's compliance during regular inspections and will not incur a significant increase in expenditures.
- The licensing boards within the Division of Health Related Boards will accomplish any necessary rulemaking during regularly scheduled board meetings and will not result in a significant increase in expenditures.

- Any disciplinary actions taken by the Board for Licensing Health Care Facilities or a board within the Division of Health Related Boards against a facility will not result in a significant increase in expenditures or revenue.

**CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large initial "J" and "W".

James W. White, Executive Director

/kml