

Department of Planning and Budget 2004 Fiscal Impact Statement

1. Bill Number HB1403

House of Origin	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron Byron

3. Committee House Education

4. Title Morning-after pill.

5. Summary/Purpose:

Prohibits any public institution of higher education in the Commonwealth from making available Plan B, or any other form of the morning-after pill (MAP), in any way in its delivery of health care services to students. Further, the bill requires a prescriber to obtain parental consent prior to prescribing Plan B, or any other form of the MAP, to an unemancipated minor. The consent provision requires the prescriber to give notice of intent to prescribe Plan B or any form of the MAP, indicating that "it may inhibit implantation of a live human embryo," and a complete description of all health risks including, but not limited to, complications such as blood clots, heart attacks and unknown risks from repeated usage. Failure of a prescriber to comply with the notification process or any person misrepresenting themselves as one who can authorize participation in Plan B, will both be guilty of a Class 1 misdemeanor (jail time of up to 12 months and a maximum fine of \$2,500).

6. Fiscal Impact Estimates are: Final

7. Budget amendment necessary: No

8. Fiscal implications: Anyone convicted of a Class 1 misdemeanor is subject to a sentence of up to 12 months in jail. There is not enough information available to reliably estimate how many additional inmates in jail could result from this proposal. Any increase in jail population will increase costs to the state. The Commonwealth pays the localities \$8.00 a day for each misdemeanant or otherwise local responsible prisoner held in a jail. It also funds most of the jails' operating costs, e.g. correctional officers. The state's share of these costs on a per prisoner, per day basis varies from locality to locality. However, according to the Compensation Board, the estimated total state support for local jails averaged \$29.80 per inmate, per day in FY 2002.

9. Specific agency or political subdivisions affected: Public colleges and universities, localities and the Compensation Board

10. Technical amendment necessary: No

11. Other comments: None

Date: 01/27/04 / jwr

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cc: Secretary of Education
Secretary of Administration