

March 23, 2023

The Honorable Beverly Gossage, Chairperson
Senate Committee on Public Health and Welfare
300 SW 10th Avenue, Room 142-S
Topeka, Kansas 66612

Dear Senator Gossage:

SUBJECT: Fiscal Note for SB 319 by Senate Committee on Ways and Means

In accordance with KSA 75-3715a, the following fiscal note concerning SB 319 is respectfully submitted to your committee.

SB 319 would establish the Alternatives to Abortion Program and the Alternatives to Abortion Public Awareness Program, both to be administered by the Secretary of the Department for Children and Families (DCF). The Alternative to Abortion Program would serve as a statewide program to enhance and increase resources that promote childbirth instead of abortion to women facing unplanned pregnancies. The program would offer a full range of services, including pregnancy support centers, adoption assistance, and maternity homes. The Alternatives to Abortion Public Awareness Program would help pregnant women who are at risk of having abortions to be made aware of the alternatives to abortion services made available. The program would include the development and promotion of a website that provides a geographically indexed list of alternatives to abortion services and subcontractors available. DCF would be required to administer both programs and supplement and match monies appropriated to both programs which would be contracted by the State Treasurer to a nonprofit organization. The contracts would be for a term no longer than two years; to include a fine assessed by the State Treasurer against any nonprofit organization for failure to satisfy the requirements of the bill or the intentional or reckless misuse of any funds; and to require an annual report from the nonprofit organization.

The Kansas Department of Health and Environment (KDHE) administers the Stan Clark Pregnancy Maintenance Initiative which is a state grant program designed to help low-income women carry pregnancies to term. It granted \$338,846 in FY 2022 to 10 agencies which provided educational and vocational support, prenatal care, and postnatal services to 834 program participants. This is an average of \$406 per participant and this program contains many, but not all, of the elements detailed in SB 319.

DCF indicates that if the agency would be required to implement such a program, that the nonprofit organization contracted with by the State Treasurer would provide all the services in the bill, assessments to determine participants served, and any subcontracting to offer a full range of services. DCF requirements would be to coordinate with the State Treasurer for the program

management contract and to provide supplementing and matching moneys with federal and other public and private funding to moneys appropriated to this program.

DCF states that the only federal funding that would be applicable to this program is Temporary Assistance for Needy Families (TANF) which is fully obligated. All proposed items may not be a TANF eligible service. Since DCF is currently spending more TANF than the annual grant, the use of TANF for this purpose would require a reduction in other TANF funded programs or services.

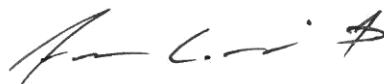
Assumptions for Population to Serve

	<u>2021</u>	<u>2020</u>	<u>2019</u>	<u>2018</u>
Total Abortions Reported in Kansas by Year	7,849	7,847	6,904	6,996
Total Abortions Reported for Kansas Residents	3,937	3,641	3,543	3,550

Per historical abortion data reported by KDHE, DCF estimates that abortions for Kansas residents will increase by 3.75 percent each year making the number for 2024 approximately 4,400. DCF assumes that these women would represent the primary group of program participants the agency should anticipate. If program participants were to receive services in the amount of \$406, as seen in the Stan Clark program, the result would be an estimated fiscal effect on expenditures of \$1,786,400 from the State General Fund. Regarding the biological fathers of the unborn and the biological or adoptive parents of children 24 months of age or younger, the agency is not able to provide an estimate of the number who would request services.

The State Treasurer's Office indicates that SB 319 would require the Office to account for receipts and disbursements, develop a Request for Proposal for the program management contract, and formally enter into the program management contract on behalf of the State of Kansas. The State Treasurer would be permitted to assess a fine of 10.0 percent of funds awarded to any nonprofit organization if the organization does not satisfy the requirements in the bill or for the reckless misuse of any funds awarded. Amounts collected from the fines would be deposited to the State General Fund. The contracting and accounting duties required by the Office would be performed using existing resources and any additional revenue is unknown. The Kansas Department of Revenue and the Kansas Department of Health and Environment indicate that SB 319 would have no fiscal effect on the agencies. Any fiscal effect associated with SB 319 is not reflected in *The FY 2024 Governor's Budget Report*.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Kim Holter, Department for Children & Families
John Hedges, Office of the State Treasurer