

1                                   **PROHIBITION OF PUBLIC FUNDING FOR**  
2   **ABORTION**

3   2003 GENERAL SESSION  
4   STATE OF UTAH

5                                   **Sponsor: J. Morgan Philpot**

6   **This act modifies the offenses against the family section of the Utah Criminal Code. The**  
7   **act prohibits the state and political subdivisions from using public funds for the**  
8   **performance of an abortion, and provides a penalty.**

9   This act affects sections of Utah Code Annotated 1953 as follows:

10 ENACTS:

11           **76-7-326**, Utah Code Annotated 1953

12   *Be it enacted by the Legislature of the state of Utah:*

13           Section 1. Section **76-7-326** is enacted to read:

14           **76-7-326. Public funding of abortion forbidden.**

15           (1) Public funds of the state, its institutions, or its political subdivisions may not be  
16   used to pay or otherwise reimburse, either directly or indirectly, any person, agency, or facility  
17   for the performance of any induced abortion service, except as authorized under Subsection  
18   76-7-302(2)(a).

19           (2) If a state agency violates Subsection (1), the Legislature shall eliminate all the  
20   public funds provided to the state agency.

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**Legislative Review Note**  
**as of 1-17-03 10:49 AM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**



**State Impact**

It is estimated that provisions of this bill can be implemented with existing resources.  
Any noncompliant State agency will have all State funding eliminated from its budget.

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**Individual and Business Impact**

No significant fiscal impact.

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**Office of the Legislative Fiscal Analyst**