SUMMARY
This issue brief provides an update to the Legislature on the implementation of HB 171 Abortion Clinic Licensing (Wimmer) passed during the 2011 General Session (http://le.utah.gov/~2011/bills/hbillenr/hb0171.pdf). The Legislature appropriated $10,000 one-time General Fund for this legislation with the rest of the costs to be paid for by abortion clinic licensing fees. This brief is for informational purposes only and requires no Legislative action.

DISCUSSION AND ANALYSIS
HB 171 Abortion Clinic Licensing made several changes to the State’s inspection of healthcare facilities which are discussed here below:

1. **Two New Types of Abortion of Clinics to Be Licensed Beginning April 2012 (three new facilities must now be licensed under these changes):**
   a. **Type I** - facilities including physician offices, but not including hospitals, that perform elective abortions during the first trimester of pregnancy
   b. **Type II** - facilities including physician offices, but not including hospitals, that perform elective abortions after the first trimester of pregnancy

2. **Licensing Requirements:**
   a. Two inspections each year, one of which is unannounced. The Department conducted seven inspections during 2012. There no significant findings during these inspections. One clinic voluntarily surrendered their license and is no longer performing abortions.
   b. Licensing fees charged shall cover the costs of the inspections and licensing requirements. These fees will be retained as Dedicated Credits by the Department to cover its costs

3. **Physician Licensing Changes** – as part of licensing, the Division of Occupational and Professional Licensing shall ask physicians if they perform elective abortions. This information shall be provided to the Department of Health within 30 days. Through December 2012, the Department of Health has received reports of 12 physicians who perform elective abortions; however, none of these are new physicians as all were already affiliated with currently licensed abortion clinics.

Spending Follow up
The Department received an appropriation of $10,000 one-time General Fund to establish new rules for abortion clinics. The department spent all $10,000 on rule making. Additionally, the department incurred staff costs of less than $5,000 beyond the $10,000 for rule making. The rest of the costs are to be paid through licensing fees. In FY 2012 the Department of Health collected $2,800 in fees and spent $3,500 on inspections and certification.