LEGISLATIVE INCARCERATION FISCAL IMPACT STATEMENT

EIGHTY-NINTH SESSION
LEGISLATIVE ASSEMBLY 2014

HOUSE BILL NO. 1241

AN ACT TO PROHIBIT THE DISMEMBERMENT OR DECAPITATION OF CERTAIN LIVING UNBORN CHILDREN AND TO PROVIDE PENALTIES THEREFORE.

A legislative incarceration fiscal impact statement has been requested on HB1241 due to the establishment of new penalties in Section 1.

The penalty in this Act is a true mens rea crime, and, if prosecuted, could well result in a jail sentence. However, violations are likely to be very rare and it is inconceivable that anyone who is not a well-trained specialist physician with ready access would ever be in a position to violate this Act. It is equally inconceivable to assume that anyone, in that position, would violate this Act. Hence, its impact on jail and prison populations is statistically irrelevant.

Approved:/S/Fred Schoenfeld Date:2/5/14

Interim Director, Legislative Research Council

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