

PRISON/JAIL POPULATION COST ESTIMATE STATEMENT
NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY 2017

HOUSE BILL NO. 1189

**AN ACT TO PROHIBIT DISMEMBERMENT ABORTIONS AND TO PROVIDE A
PENALTY THEREFOR.**

A prison/jail population cost estimate statement has been requested on HB1189 due to adding dismemberment abortions to the list of prohibited abortions in South Dakota and creating a Class 6 felony.

Currently there are three abortion-related felonies in the code. There have been no convictions in the last five years for knowingly and intentionally aborting a fetus based on gender preference (§34-23A-64), or for performing a partial birth abortion (§34-23A-27). The prohibition on performing an abortion on a fetus capable of feeling pain (§34-23A-64) was enacted by the 2016 Legislature. There have been no arrests and no convictions since it was enacted.

Due to the low occurrence of abortion violations in South Dakota, and the low numbers of abortion providers in the state, it is the opinion of the Legislative Research Council that the impact of HB 1189 will be low.

Approved: /s/ Jason Hancock

Date: 2/3/17

Director, Legislative Research Council