

SB 36 - AS AMENDED BY THE HOUSE

03/06/2025 0530s  
8Jan2026... 3091h

2025 SESSION

25-0325  
05/11

SENATE BILL **36**

AN ACT relative to the collection and reporting of abortion statistics by health care providers and medical facilities.

SPONSORS: Sen. Avard, Dist 12; Sen. Ward, Dist 8; Sen. Lang, Dist 2; Sen. Sullivan, Dist 18; Sen. Birdsell, Dist 19; Sen. Gannon, Dist 23; Sen. Murphy, Dist 16; Rep. Notter, Hills. 12; Rep. Mooney, Hills. 12; Rep. Rice, Hills. 38; Rep. Pauer, Hills. 36

COMMITTEE: Health and Human Services

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AMENDED ANALYSIS

This bill delays the effective date for the collection and reporting of abortion statistics, and changes the information required to be obtained from "estimated gestational age when the abortion was performed" to "gestational age when the abortion was performed."

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Explanation: Matter added to current law appears in ***bold italics***.  
Matter removed from current law appears [~~in brackets and struckthrough.~~]  
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Five*

AN ACT relative to the collection and reporting of abortion statistics by health care providers and medical facilities.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

- 1 1 Collection and Reporting of Abortion Statistics. Amend RSA 329:49-a, I(f) to read as follows:
- 2 (f) [~~Estimated~~] Gestational age when the abortion was performed.
- 3 2 Collection and Reporting of Abortion Statistics; Effective Date. Amend 2025, 287:15, III to
- 4 read as follows:
- 5 III. Section 14 of this act shall take effect **July** [~~January~~] 1, 2027.
- 6 3 Effective Date.
- 7 I. Section 1 of this act shall take effect July 1, 2027 at 12:01 a.m.
- 8 II. The remainder of this act shall take effect upon its passage.

**SB 36 - AS AMENDED BY THE HOUSE**

LBA  
25-0325  
4/9/25

**SB 36- FISCAL NOTE**

AS AMENDED BY THE SENATE (AMENDMENT #2025-0530s)

AN ACT relative to the collection and reporting of abortion statistics by health care providers and medical facilities.

**FISCAL IMPACT:** This bill does not provide funding, nor does it authorize new positions.

<b>Estimated State Impact</b>				
	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
<b>Revenue</b>	\$0	\$0	\$0	\$0
<i>Revenue Fund(s)</i>	None			
<b>Expenditures*</b>	\$0	\$0	\$947,000	\$123,000
<i>Funding Source(s)</i>	General Fund			
<b>Appropriations*</b>	\$0	\$0	\$0	\$0
<i>Funding Source(s)</i>	None			

\*Expenditure = Cost of bill

\*Appropriation = Authorized funding to cover cost of bill

**METHODOLOGY:**

This bill requires the collection and reporting of certain abortion statistics by health care providers, medical facilities, and the department of health and human services. The reporting requirement replaces a provision in the fetal life protection act stating that nothing in the subdivision shall be construed as creating or recognizing a right to abortion.

The Department of Health and Human Services indicates that it would need 8-10 months to develop and establish a surveillance reporting system with the necessary security and privacy measures. Such a system would be implemented utilizing the existing state-wide Salesforce software applications for a HIPAA-compliant, electronic mechanism for health care providers to report. Currently, there is no such system that exists or could be repurposed. The reporting system would need to include a Memorandum of Understanding with the Office Professional Licensure and Certification (OPLC) to connect to OPLC’s licensing database for validating the health care facility reporting. The bill does not include an appropriation to establish or enhance such a reporting system.

The Department states it would require an additional full-time position to serve as system administrator to manage user accounts, respond to reporting issues and operate the system. The position would be an Information Technology Manager V (SOC15-9) with an estimated annual cost of \$65,000 in FY 2027 and \$123,000 in FY 2028. The bill does not authorize the additional

position. The Department states it's operating budget does not include funds for implementation and operation of the necessary surveillance system. If this bill is enacted, the Department would need to reallocate funds and resources and from other IT project priorities. The Department estimates the cost of system changes at approximately \$882,000.

The Department notes the proposed language refers to RSA 329:49 as “reporting,” but suggests this should be RSA 329:45 which is the reporting section of the Fetal Life Protection Act.

**AGENCIES CONTACTED:**

Department of Health and Human Services