

HOUSE BILL No. 1212

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-35.4.

Synopsis: Prohibition of certain abortion funding. Provides that except when the state or a political subdivision is allowed to use funds under its control for the performance of an abortion necessary to preserve the life of a pregnant woman, an Indiana governmental entity is prohibited from doing any of the following: (1) Making a payment from any fund for the performance of or costs associated with procuring an abortion. (2) Allowing the use of funds controlled by a hospital or ambulatory outpatient surgical center affiliated with the Indiana governmental entity for the performance of or costs associated with procuring an abortion. (3) Making a payment or grant from any fund under its control to an organization that performs abortions, makes referrals for individuals to obtain abortions, or uses public funds for the performance of or costs associated with procuring an abortion. Provides that the prohibition does not apply to a private entity's funds controlled by the private entity.

Effective: Upon passage.

Mayfield, King

January 8, 2025, read first time and referred to Committee on Public Policy.



First Regular Session of the 124th General Assembly (2025)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2024 Regular Session of the General Assembly.

HOUSE BILL No. 1212

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 5-35.4 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** ARTICLE TO READ AS FOLLOWS [EFFECTIVE UPON
3 PASSAGE]:
4 **ARTICLE 35.4. PROHIBITION OF PUBLIC ABORTION**
5 **FUNDING**
6 **Chapter 1. Definitions**
7 **Sec. 1. The definitions in this chapter apply throughout this**
8 **article.**
9 **Sec. 2. "Indiana governmental entity" means a:**
10 (1) state agency (as defined in IC 1-1-15-3);
11 (2) political subdivision (as defined in IC 36-1-2-13);
12 (3) municipally owned utility (as defined in IC 8-1-2-1(h)), a
13 joint agency created under IC 8-1-2.2-8, or a utility company
14 owned, operated, or held in trust by a consolidated city; or
15 (4) health care system affiliated with a state educational
16 institution.
17 **Sec. 3. "Private entity" means a:**



- 1 (1) business corporation;
 2 (2) nonprofit corporation;
 3 (3) general partnership, including a limited liability
 4 partnership;
 5 (4) limited partnership; or
 6 (5) limited liability company.
- 7 **However, the term does not include a nonprofit health care system**
 8 **affiliated with a state educational institution.**
- 9 **Sec. 4. "Public funds" means money:**
- 10 (1) derived from the revenue sources of an Indiana
 11 governmental entity; and
 12 (2) deposited into the general or a special fund of the Indiana
 13 governmental entity.
- 14 **Chapter 2. Prohibition on Public Funding of Abortion**
- 15 **Sec. 1. This chapter does not apply to any private entity's funds**
 16 **controlled by the private entity.**
- 17 **Sec. 2. Except as provided in IC 16-34-1-2, an Indiana**
 18 **governmental entity may not:**
- 19 (1) make a payment from any fund under its control for:
 20 (A) the performance of; or
 21 (B) costs associated with procuring;
 22 an abortion;
- 23 (2) allow the use of any funds controlled by a hospital licensed
 24 under IC 16-21-2 or ambulatory outpatient surgical center
 25 licensed under IC 16-21-2 that is owned by or associated or
 26 affiliated with the Indiana governmental entity for:
 27 (A) the performance of; or
 28 (B) costs associated with procuring;
 29 an abortion; or
- 30 (3) make a payment or grant from any fund under the Indiana
 31 governmental entity's control to an organization that:
 32 (A) performs abortions;
 33 (B) makes referrals for individuals to obtain an abortion;
 34 or
 35 (C) uses public funds for:
 36 (i) the performance of; or
 37 (ii) costs associated with procuring;
 38 an abortion.
- 39 **SECTION 2. An emergency is declared for this act.**

