LEGISLATURE OF THE STATE OF IDAHO
Sixty-fifth Legislature Second Regular Session - 2020

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 507

BY STATE AFFAIRS COMMITTEE

AN ACT
RELATING TO PUBLIC MONEYS; AMENDING CHAPTER 16, TITLE 31, IDAHO CODE, BY
THE ADDITION OF A NEW SECTION 31-1614, IDAHO CODE, TO PROHIBIT A COUNTY
GOVERNMENT FROM EXPENDING FUNDS TO A PROVIDER OF ABORTION AND TO PRO-
VIDE EXCEPTIONS; AMENDING CHAPTER 10, TITLE 50, IDAHO CODE, BY THE
ADDITION OF A NEW SECTION 50-1050, IDAHO CODE, TO PROHIBIT A CITY GOV-
ERNMENT FROM EXPENDING FUNDS TO A PROVIDER OF ABORTION AND TO PROVIDE
EXCEPTIONS; AMENDING CHAPTER 35, TITLE 67, IDAHO CODE, BY THE ADDITION
OF A NEW SECTION 67-3533, IDAHO CODE, TO PROHIBIT THE STATE GOVERNMENT
FROM EXPENDING FUNDS TO A PROVIDER OF ABORTION AND TO PROVIDE EXcep-
TIONS; AMENDING CHAPTER 4, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW
SECTION 39-427, IDAHO CODE, TO PROHIBIT A PUBLIC HEALTH DISTRICT FROM
EXPENDING FUNDS TO A PROVIDER OF ABORTION AND TO PROVIDE EXCEPTIONS; AND
PROVIDING SEVERABILITY.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Chapter 16, Title 31, Idaho Code, be, and the same is
hereby amended by the addition thereto of a NEW SECTION, to be known and des-
ignated as Section 31-1614, Idaho Code, and to read as follows:

31-1614. DISTRIBUTION OF PUBLIC MONEYS TO PROVIDERS OF ABORTION PRO-
HIBITED. (1) A county government shall be prohibited from expending, or
in any way transferring, funds to any individual or organization that is a
provider of abortion as defined in section 18-604, Idaho Code, notwithstanding
any other provision of federal law to the contrary.
(2) The prohibition in subsection (1) of this section shall not apply
to:
(a) Abortions eligible for public funding under circumstances where
the abortion is necessary to save the life of the woman, or in cases of
rape or incest as determined by the courts, or where no court determina-
tion has been made, if reported to a law enforcement agency; or
(b) Any claims for public funding for a service that was otherwise el-
igible for payment if such service was performed, billed, or authorized
prior to the effective date of this section.

SECTION 2. That Chapter 10, Title 50, Idaho Code, be, and the same is
hereby amended by the addition thereto of a NEW SECTION, to be known and des-
ignated as Section 50-1050, Idaho Code, and to read as follows:

50-1050. DISTRIBUTION OF PUBLIC MONEYS TO PROVIDERS OF ABORTION PRO-
HIBITED. (1) A city government shall be prohibited from expending, or in any
way transferring, funds to any individual or organization that is a provider
of abortion as defined in section 18-604, Idaho Code, notwithstanding any
other provision of federal law to the contrary.
(2) The prohibition in subsection (1) of this section shall not apply
to:

(a) Abortions eligible for public funding under circumstances where
the abortion is necessary to save the life of the woman, or in cases of
rape or incest as determined by the courts, or where no court determina-
tion has been made, if reported to a law enforcement agency; or
(b) Any claims for public funding for a service that was otherwise el-
igible for payment if such service was performed, billed, or authorized
prior to the effective date of this section.

SECTION 3. That Chapter 35, Title 67, Idaho Code, be, and the same is
hereby amended by the addition thereto of a NEW SECTION, to be known and des-
ignated as Section 67-3533, Idaho Code, and to read as follows:

67-3533. DISTRIBUTION OF PUBLIC MONEYS TO PROVIDERS OF ABORTION PRO-
HIBITED. (1) The state government shall be prohibited from expending, or
in any way transferring, funds to any individual or organization that is a
provider of abortion as defined in section 18-604, Idaho Code, notwithstand-
ing any other provision of federal law to the contrary.
(2) The prohibition in subsection (1) of this section shall not apply

to:

(a) Abortions eligible for public funding under circumstances where
the abortion is necessary to save the life of the woman, or in cases of
rape or incest as determined by the courts, or where no court determina-
tion has been made, if reported to a law enforcement agency; or
(b) Any claims for public funding for a service that was otherwise el-
igible for payment if such service was performed, billed, or authorized
prior to the effective date of this section.

SECTION 4. That Chapter 4, Title 39, Idaho Code, be, and the same is
hereby amended by the addition thereto of a NEW SECTION, to be known and des-
ignated as Section 39-427, Idaho Code, and to read as follows:

39-427. DISTRIBUTION OF PUBLIC MONEYS TO PROVIDERS OF ABORTION PRO-
HIBITED. (1) A public health district shall be prohibited from expending, or
in any way transferring, funds to any individual or organization that is a
provider of abortion as defined in section 18-604, Idaho Code, notwithstand-
ing any other provision of federal law to the contrary.
(2) The prohibition in subsection (1) of this section shall not apply

to:

(a) Abortions eligible for public funding under circumstances where
the abortion is necessary to save the life of the woman, or in cases of
rape or incest as determined by the courts, or where no court determina-
tion has been made, if reported to a law enforcement agency; or
(b) Any claims for public funding for a service that was otherwise el-
igible for payment if such service was performed, billed, or authorized
prior to the effective date of this section.

SECTION 5. SEVERABILITY. The provisions of this act are hereby declared
to be severable, and if any provision of this act or the application of such
provision to any person or circumstance is declared invalid for any reason,
such declaration shall not affect the validity of the remaining portions of this act.