

REFERENCE TITLE: abortions; public funding; prohibition

State of Arizona  
House of Representatives  
Fifty-seventh Legislature  
First Regular Session  
2025

## **HB 2547**

Introduced by  
Representatives Diaz: Marshall

AN ACT

AMENDING SECTION 35-196.05, ARIZONA REVISED STATUTES; RELATING TO  
ABORTION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 35-196.05, Arizona Revised Statutes, is amended  
3 to read:

4 35-196.05. Public funding; family planning services;  
5 contracting with certain facilities;  
6 prohibition; enforcement; definitions

7 A. Subject to any applicable requirements of federal law,  
8 regulations or guidelines, any appropriation, expenditure or grant of  
9 public monies for family planning services by this state or any political  
10 subdivision of this state shall be made in the following order of  
11 priority:

12 1. To health care facilities that are owned or operated by this  
13 state or any political subdivision of this state.

14 2. To hospitals and federally qualified health centers.

15 3. To rural health clinics.

16 4. To health care providers whose primary area of practice is the  
17 provision of primary health services as enumerated in 42 United States  
18 Code section 254b(b)(1).

19 B. This state or any political subdivision of this state may not  
20 enter into a contract with or make a grant to any person that performs  
21 ~~nonfederally qualified~~ OR PROMOTES abortions or maintains or operates a  
22 facility where ~~nonfederally qualified~~ abortions are performed ~~for the~~  
23 ~~provision of family planning services~~ OR PROMOTED.

24 C. The attorney general or the county attorney may bring an action  
25 in law or equity to enforce this section, and relief shall be made  
26 available in appropriate circumstances, including recoupment and  
27 declaratory and injunctive relief.

28 D. Any entity that is eligible for the receipt of public monies has  
29 standing to bring any action that the attorney general or the county  
30 attorney may bring pursuant to subsection C of this section, ~~if~~ the  
31 expenditure or grant of public monies has resulted in the reduction of  
32 public monies available to that entity.

33 E. Any monies that are recouped under actions taken pursuant to  
34 subsection C or D of this section shall revert to the fund from which the  
35 monies were appropriated or granted. A prevailing plaintiff under  
36 subsection C or D of this section shall be awarded reasonable attorney  
37 fees and costs.

38 F. For the purposes of this section:

39 1. "Abortion" has the same meaning prescribed in section 36-2151.

40 2. "Federally qualified health center" means a health care provider  
41 that is eligible for federal funding under 42 United States Code section  
42 1396d(~~+~~ 1)(2)(B).

43 3. "Hospital" means a primary or tertiary care facility licensed  
44 pursuant to title 36, chapter 4, article 2.

1           ~~4. "Nonfederally qualified abortion" means an abortion that does~~  
2 ~~not meet the requirements for federal reimbursement under title XIX of the~~  
3 ~~social security act.~~

4           ~~5.~~ 4. "Public monies" means state monies from whatever source,  
5 monies of a political subdivision from whatever source and federal monies  
6 provided under title X of the public health service act (42 United States  
7 Code sections 300 through 300a-8) and titles V, XIX and XX of the social  
8 security act.

9           ~~6.~~ 5. "Rural health clinic" means a health care provider that is  
10 eligible to receive federal funding under 42 United States Code section  
11 1395x(aa)(2).