
DIGEST

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Hoffmann

HB No. 305

Abstract: Prohibits employees and representatives of abortion providers, and of affiliates of such providers, from delivering instruction or materials in public elementary or secondary schools or in charter schools receiving state funding.

Proposed law prohibits employees and representatives of organizations that perform elective abortions, and employees and representatives of affiliates of such organizations, from engaging in any of the following activities:

- (1) Presenting or otherwise delivering any instruction or program on any topic to students at a public elementary or secondary school, or at a charter school that receives state funding.
- (2) Providing any materials for distribution to students of a public elementary or secondary school, or of a charter school that receives state funding, regardless of the topic or viewpoint of such materials, if the materials are created by or bear the identifying mark of an abortion provider or its affiliate.

Proposed law provides that for purposes of proposed law, "affiliate" means an organization, individual, or any other entity that has a legal relationship with another organization, individual, or any other entity, and such relationship is created or governed by at least one written instrument that demonstrates one or more of the following:

- (1) Common ownership, management, or control.
- (2) The existence of a franchise.
- (3) The granting or extension of a license or other agreement that authorizes the affiliate to use a common brand name, trademark, service mark, or other registered identification mark.

Proposed law stipulates that the provisions of proposed law shall not apply to any hospital licensed in accordance with present law.

Proposed law provides that any abortion provider or affiliate of an abortion provider whose employee or representative violates proposed law shall be subject to imposition of a monetary penalty established in rule by DHH. Requires DHH to consider such violation in any action relative to issuance of a license for the abortion provider.

(Adds R.S. 40:1299.35)