

2018 Regular Session

HOUSE BILL NO. 273

BY REPRESENTATIVES HOFFMANN, BAGLEY, CHANEY, COX, HENSGENS,
HORTON, JACKSON, JOHNSON, LEBAS, POPE, STAGNI, AND STOKES

HUMAN REMAINS: Provides relative to post-abortion interment or cremation of human remains

1 AN ACT

2 To amend and reenact R.S. 40:1061.25(A), relative to regulation of abortion; to provide

3 relative to the requirement for post-abortion interment or cremation of human

4 remains; to provide for an exception to such requirement; and to provide for related

5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:1061.25(A) is hereby amended and reenacted to read as follows:

8 §1061.25. Remains; disposal in accordance with applicable regulations;

9 post-abortion harvesting of fetal organs prohibited; penalties

10 A.(1) Each physician who performs or induces an abortion which does not

11 result in a live birth shall insure that the remains of the child are disposed of by

12 interment or cremation, in accordance with the provisions of R.S. 8:651 et seq.,

13 except in the case of an abortion induced by the administration of medications when

14 the evacuation of any human remains occurs at a later time, neither in the presence

15 of the inducing physician nor at the facility in which the physician administered the

16 inducing medications.

17 (2) The department shall promulgate in accordance with the Administrative

18 Procedure Act all rules as are necessary to facilitate the transfer and burial of aborted

