

CONFERENCE COMMITTEE REPORT

HB 133

2019 Regular Session

Hoffmann

June 4, 2019

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 133 by Representative Hoffmann, recommend the following concerning the Engrossed bill:

1. That Senate Floor Amendments Nos. 1 through 4 by Senator Walsworth (#2242) be rejected.

Respectfully submitted,

Representative Frank A. Hoffmann

Senator Fred Mills

Representative J. Rogers Pope

Senator Regina Barrow

Representative Charles R. Chaney

Senator Michael Walsworth

 DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

CONFERENCE COMMITTEE REPORT DIGEST
HB 133
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Keyword and oneliner of the instrument as it left the House

ABORTION: Revises the definition of abortion

Report rejects Senate amendments which would have:

1. Added under what circumstances a procedure shall be documented as an abortion in a patient's medical records.
2. Required that when an abortion is performed as a result of a pregnancy that ended or is in the unavoidable and untreatable process of ending due to spontaneous miscarriage and a physician certifies that pregnancy loss was not caused by surgical or drug-induced abortion as defined in present law, then that patient's medical record shall not indicate that the patient had an abortion.
3. Required that under these circumstances "spontaneous miscarriage" shall be the diagnosis or condition noted in the patient's medical records.
4. Made technical changes.

Digest of the bill as proposed by the Conference Committee

For the purpose of the Outpatient Abortion Facility Licensing Law, present law defines "abortion" as any surgical procedure performed after pregnancy has been medically verified with the intent to cause the termination of the pregnancy other than for the purpose of producing a live birth, removing an ectopic pregnancy, or removing a dead fetus caused by a spontaneous abortion.

Proposed law changes the definition of "abortion" by providing that it is the act of using or prescribing any instrument, medicine, drug, or any other substance, device, or means with the intent to terminate the clinically diagnosable pregnancy of a woman with knowledge that the termination by those means will, with reasonable likelihood, cause the death of the unborn child. Such use, prescription, or means is not an abortion if done with the intent to:

- (1) Save the life or preserve the health of an unborn child.
- (2) Remove a dead unborn child or induce delivery of the uterine contents in case of a positive diagnosis, certified in writing in the woman's medical record along with the results of an obstetric ultrasound test, that the pregnancy has ended or is in the unavoidable and untreatable process of ending due to spontaneous miscarriage, also known in medical terminology as spontaneous abortion, missed abortion, inevitable abortion, incomplete abortion, or septic abortion.
- (3) Remove an ectopic pregnancy.

(Amends R.S. 40:2175.3(1))