

2016 Regular Session

HOUSE BILL NO. 606

BY REPRESENTATIVE HOFFMANN

FUNDS/FUNDING: Prohibits entities that perform abortions from receiving public funding for any purpose

1 AN ACT

2 To amend and reenact R.S. 40:1061.6(A) and to enact Chapter 1-A of Title 36 of the  
3 Louisiana Revised Statutes of 1950, to be comprised of R.S. 36:21, relative to  
4 authorized uses of public funds; to prohibit certain uses of public funds by  
5 institutions, boards, commissions, departments, agencies, officials, and employees  
6 of the state or its political subdivisions; to prohibit entities that perform abortions  
7 from receiving public funding for any purpose; to provide for construction of the  
8 prohibition; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. Chapter 1-A of Title 36 of the Louisiana Revised Statutes of 1950,  
11 comprised of R.S. 36:21, is hereby enacted to read as follows:

12 CHAPTER 1-A. ELIGIBILITY OF ABORTION PROVIDERS

13 FOR PUBLIC FUNDING

14 §21. Public funding for abortion providers; prohibition

15 A. For purposes of this Chapter, the term "abortion" shall have the meaning  
16 ascribed in R.S. 40:1061.9.

17 B.(1) No institution, board, commission, department, agency, official, or  
18 employee of the state, or of any local political subdivision thereof, shall contract  
19 with, award any grant to, or otherwise bestow any funding upon an entity or  
20 organization that performs abortions, or contracts with an entity or organization that

1 performs abortions, in this state. The prohibition provided in this Section shall apply  
2 to state funds, federal funds, and any other funds that may be used for purposes of  
3 contracting for services, providing reimbursements, or grant issuance.

4 (2) The prohibition provided in this Section shall not be construed to restrict  
5 funding to an entity that may from time to time perform either of the following types  
6 of abortions, exclusively:

7 (a) An abortion which is medically necessary to prevent the death of the  
8 mother.

9 (b) An abortion in a case when the mother is a victim of rape or incest.

10 Section 2. R.S. 40:1061.6(A) is hereby amended and reenacted to read as follows:

11 §1061.6. Use of public funds

12 A.(1) Notwithstanding any other provision of law to the contrary, no public  
13 funds, made available to any institution, board, commission, department, agency,  
14 official, or employee of the state of Louisiana, or of any local political subdivision  
15 thereof, whether such funds are made available by the government of the United  
16 States, the state of Louisiana, or of a local governmental subdivision, or from any  
17 other public source shall be used in any way for, to assist in, or to provide facilities  
18 for an abortion, except when the abortion is medically necessary to prevent the death  
19 of the mother.

20 (2) No institution, board, commission, department, agency, official, or  
21 employee of the state, or of any local political subdivision thereof, shall contract  
22 with, award any grant to, or otherwise bestow any funding upon an entity or  
23 organization that performs abortions, or contracts with an entity or organization that  
24 performs abortions, in this state, as more specifically provided in Chapter 1-A of  
25 Title 36 of the Louisiana Revised Statutes of 1950.

26 Section 3. This Act shall become effective upon signature by the governor or, if not  
27 signed by the governor, upon expiration of the time for bills to become law without signature  
28 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

- 1 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
2 effective on the day following such approval.
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## 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)]

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HB 606 Original

2016 Regular Session

Hoffmann

**Abstract:** Prohibits entities that perform abortions from receiving public funding for any purpose from institutions, boards, commissions, departments, agencies, officials, or employees of the state or its political subdivisions.

Present law provides that no public funds of any institution, board, commission, department, agency, official, or employee of the state, or of any local political subdivision thereof, shall be used in any way for, to assist in, or to provide facilities for an abortion, except when the abortion is medically necessary to prevent the death of the mother. Proposed law retains present law.

Proposed law provides that no institution, board, commission, department, agency, official, or employee of the state, or of any local political subdivision thereof, shall contract with, award any grant to, or otherwise bestow any funding upon an entity or organization that performs abortions, or contracts with an entity or organization that performs abortions, in Louisiana. Provides that the prohibition shall apply to state funds, federal funds, and any other funds that may be used for purposes of contracting for services, providing reimbursements, or grant issuance.

Proposed law stipulates that the prohibition provided therein shall not be construed to restrict funding to an entity that may from time to time perform either of the following types of abortions, exclusively:

- (1) An abortion which is medically necessary to prevent the death of the mother.
- (2) An abortion in a case when the mother is a victim of rape or incest.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 40:1061.6(A); Adds R.S. 36:21)