## **ACT No. 98**

HOUSE BILL NO. 488

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BY REPRESENTATIVES JACKSON, ADAMS, AMEDEE, BACALA, BAGLEY, BAGNERIS, BARRAS, BISHOP, CHAD BROWN, TERRY BROWN, CARMODY, STEVE CARTER, CHANEY, COUSSAN, COX, DANAHAY, DAVIS, DEVILLIER, DWIGHT, EDMONDS, EMERSON, FALCONER, GAROFALO, GUINN, LANCE HARRIS, HAZEL, HENSGENS, HILFERTY, HILL, HODGES, HOFFMANN, HOLLIS, HORTON, HOWARD, HUVAL, IVEY, MIKE JOHNSON, LEBAS, LYONS, MACK, MAGEE, MIGUEZ, DUSTIN MILLER, JAY MORRIS, PIERRE, POPE, PYLANT, REYNOLDS, SEABAUGH, STOKES, TALBOT, THIBAUT, AND ZERINGUE AND SENATORS ALARIO, APPEL, BARROW, BOUDREAUX, COLOMB, CORTEZ, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LONG, MARTINY, MILKOVICH, MILLS, MIZELL, PEACOCK, PERRY, RISER, TARVER, THOMPSON, WALSWORTH, AND WARD

AN ACT

2	To amend and reenact R.S. 40:1061.10(A)(1), relative to regulation of abortion; to provide
3	for qualifications of physicians who perform elective abortions; and to provide for
4	related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 40:1061.10(A)(1) is hereby amended and reenacted to read as
7	follows:
8	§1061.10. Abortion by physician; determination of viability; ultrasound test
9	required; exceptions; penalties
10	A.(1) Physician requirements. No person shall perform or induce ar
11	abortion unless that person is a physician licensed to practice medicine in the state
12	of Louisiana and is currently enrolled in or has completed a residency board-certified
13	in obstetrics and gynecology or family medicine or enrolled in a residency program
14	for obstetrics and gynecology or family medicine, when that resident performs or
15	induces an abortion under the direct supervision of a physician who is board-certified
16	in obstetrics and gynecology or family medicine. Any outpatient abortion facility
17	that knowingly or negligently employs, contracts with, or provides any valuable
18	consideration for the performance of an abortion in an outpatient abortion facility by

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any person who does not meet the requirements of this Section is subject to having its license denied, non-renewed, or revoked by the Department of Health and Hospitals in accord with R.S. 40:2175.6. For the purposes of this Subsection, "direct supervision" shall mean that the physician must be present in the hospital, on the campus, or in the outpatient facility, and immediately available to furnish assistance and direction throughout the performance of the procedure. The physician need not be present in the room when the procedure is performed in order to maintain direct supervision.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES	_
PRESIDENT OF THE SENATE	

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_