
DIGEST

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HB 5 Engrossed

2023 Regular Session

Frieman

Abstract: Provides for the payment of out-of-pocket pregnancy-related medical expenses from the biological father.

Proposed law provides that the biological mother of a child may recover 50% of documented out-of-pocket pregnancy-related medical expenses from the biological father of the child.

Proposed law provides that the biological mother may institute the action only if the paternity of the child has been proved by clear and convincing evidence.

Proposed law provides for examples of recoverable out-of-pocket medical expenses including actual medical expenses incurred by the biological mother for prenatal care, those incurred by the biological mother and child incident to birth, and any additional expense authorized by order of the court if found to be reasonable and necessary.

Proposed law provides that the action shall be instituted within a preemptive period of two years from the day of the birth of the child.

(Amends the heading of Part 1-B of Chapter 1 of Code Title VII of Book I of Title 9 of the La. Revised Statutes of 1950; Adds R.S. 9:399.2)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Civil Law and Procedure to the original bill:

1. Make technical changes to the structure of the bill.
2. Provide examples of actual medical expenses and allow for additional reasonable and necessary expenses as ordered by the court.