

2024 Regular Session

HOUSE BILL NO. 63

BY REPRESENTATIVE NEWELL

ABORTION: Amends definitions relative to the crime of abortion

1 AN ACT

2 To amend and reenact R.S. 14:87.1(1)(b)(ii), (iii), and (v), (6), and (19)(a), relative to the
3 crime of abortion; to amend certain definitions; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 14:87.1(1)(b)(ii), (iii), and (v), (6), and (19)(a) are hereby amended
6 and reenacted to read as follows:

7 §87.1. Definitions

8 Wherever used in this Subpart, unless a different meaning clearly appears in
9 the context, the following terms, whether used in the singular or plural, shall have
10 the following meanings:

11 (1)

12 * * *

13 (b) Abortion shall not mean any one or more of the following acts, if
14 performed by a physician:

15 * * *

16 (ii) The removal of a dead unborn child or the inducement or delivery of the
17 uterine contents in case of a positive diagnosis, certified in writing in the woman's
18 medical record along with the results of an obstetric ultrasound test, that the
19 pregnancy has ended or is in the unavoidable and untreatable process of ending due
20 to spontaneous miscarriage, also known in medical terminology as spontaneous

and Drug Administration for the purpose of preventing pregnancy and is intended to be administered prior to the time when a clinically diagnosable pregnancy can be determined, provided that the contraceptive is sold, prescribed, or administered in accordance with manufacturer's instructions.

Proposed law amends the present law definition of "contraceptive" to add endometrial implantation modification.

Present law defines "medically futile" as in reasonable medical judgment as certified by two physicians, the unborn child has a profound and irremediable congenital or chromosomal anomaly that is incompatible with sustaining life after birth.

Proposed law retains present law and adds to this definition or a spontaneous, profound, and irremedial complication of the pregnancy that makes the carriage to term of the unborn child likely due to the profound and irremediable spontaneous complication.

(Amends R.S. 14:87.1(1)(b)(ii), (iii), and (v), (6), and (19)(a))