HOUSE SUMMARY OF SENATE AMENDMENTS

HB 150 2016 Regular Session Talbot

SUCCESSION/FORCED HEIRS: Provides relative to children conceived through gamete donation

Synopsis of Senate Amendments

- 1. Adds an ascendant of the second degree to those individuals from whom a child conceived from their gamete donation may be deemed a forced heir.
- 2. Adds technical amendments.

Digest of Bill as Finally Passed by Senate

<u>Present law</u> provides that as a juridical person, an embryo or child born as a result of in vitro fertilization and in vitro fertilization ovum donation does not retain any inheritance rights from the in vitro fertilization patients.

<u>Proposed law</u> retains <u>present law</u> and provides that notwithstanding the in vitro fertilization process:

- (1) A child conceived by gametes donated shall not inherit from the individual donors of the gametes used in the in vitro fertilization process, unless the donor would be a person from whom the child could inherit under existing law.
- (2) A child conceived by gametes donated by an individual shall not be a forced heir unless the individual would be an ascendant of the first or second degree.

(Amends R.S. 9:133; Adds C.C. Art. 1493.1)