
SENATE COMMITTEE AMENDMENTS

2024 Regular Session

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 833 by Representative Davis

1 AMENDMENT NO. 1

2 On page 4, line 20, after "patients" delete the remainder of the line and insert "relinquish
3 their legal rights to their embryos through a legal agreement with a recipient or a fertility
4 clinic,"

5 AMENDMENT NO. 2

6 On page 4, at the beginning of line 21, delete "their parental rights for in utero implantation,"

7 AMENDMENT NO. 3

8 On page 4, line 27, after "person" delete the remainder of the line and insert "in an embryo
9 donation agreement."

10 AMENDMENT NO. 4

11 On page 4, at the beginning of line 28, delete "rights."

12 AMENDMENT NO. 5

13 On page 5, delete lines 11 through 27 in their entirety and insert the following:

14 "A. All civil actions against any qualified healthcare provider shall be
15 brought pursuant to the Medical Malpractice Act provided by R.S. 40:1231.3 et. seq.
16 and the Malpractice for Liability for State Services Act provided by R.S. 40:1237.1
17 et. seq. All civil actions brought against a nonqualified healthcare provider shall be
18 subject to civil liability based upon the applicable standard of care.

19 ~~B. Strict liability or liability of any kind including actions relating to~~
20 ~~succession rights and inheritance shall not be applicable to any~~ No physician,
21 ~~healthcare provider, hospital, in vitro fertilization clinic, laboratory personnel,~~
22 ~~provider of products and services, or their agent who acts in good faith participates~~
23 ~~in the screening, collection, conservation, preparation, fertilization, culture, transfer,~~
24 ~~biopsy, thawing, warming, analysis, storage, transportation, or cryopreservation, or~~
25 ~~any acts typically performed during the in vitro fertilization process of the human~~
26 ~~ovum embryo fertilized in vitro for transfer to the human uterus shall be subject to~~
27 ~~criminal prosecution except in cases where acts were made with criminal intent as~~
28 ~~defined by R.S. 14:10. Any immunity granted by this Section is applicable only to~~
29 ~~an action brought on behalf of the in vitro fertilized human ovum as a juridical~~
30 ~~person."~~