

ACT No. 950

HOUSE BILL NO. 1453

BY REPRESENTATIVES JOHNSON, BOBBY BADON, BALDONE, BARRAS, BARROW, HENRY BURNS, TIM BURNS, BURRELL, CHAMPAGNE, CHANDLER, CONNICK, CROMER, DANAHAY, GISCLAIR, GREENE, GUINN, HARRISON, HAZEL, HENDERSON, HILL, HINES, HOFFMANN, KLECKLEY, LABRUZZO, LAMBERT, LEBAS, LIGI, LORUSSO, MILLS, MONTOUCET, PEARSON, PERRY, RICHARD, RICHARDSON, SIMON, GARY SMITH, JANE SMITH, TEMPLET, THIBAUT, TUCKER, WHITE, WILLIAMS, AND WILLMOTT

1 AN ACT

2 To enact R.S. 40:1299.39(A)(1)(a)(iv)(dd) and 1299.41(K), relative to medical malpractice;
3 to exclude health care providers performing elective abortions from coverage under
4 the Medical Malpractice Act and the Medical Malpractice Act for State Services; and
5 to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:1299.39(A)(1)(a)(iv)(dd) and 1299.41(K) are hereby enacted to
8 read as follows:

9 §1299.39. Definitions and general application

10 A. As used in this Part:

11 (1)(a) "State health care provider" or "person covered by this Part" means:

12 * * *

13 (iv)

14 * * *

15 (dd) However, no person or entity referenced in this Part shall be considered
16 a "state health care provider" or "person covered by this Part" when performing the
17 elective termination of an uncomplicated viable pregnancy.

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