
HOUSE COMMITTEE AMENDMENTS

2023 Regular Session

Amendments proposed by House Committee on Administration of Criminal Justice to
Original House Bill No. 461 by Representative DuBuissonAMENDMENT NO. 1

On page 1, line 2, after "reenact" and before the comma "," change "R.S. 14:87.1(1)(b)(ii) and R.S. 40:1061(I)" to "R.S. 14:87.1(1)(b)(ii) and (21) through (29) and R.S. 40:1061(I) and to enact R.S. 14:87.1(30)"

AMENDMENT NO. 2

On page 1, line 6, after "Section 1." delete the remainder of the line and insert "R.S. 14:87.1(1)(b)(ii) and (21) through (29) are hereby amended and reenacted and R.S. 14:87.1(30) is hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 2, between lines 8 and 9, insert the following:

(21) "Nonviable" means that stage of fetal development when, in the judgment of the physician based upon the particular facts of the case before the physician, and in light of the most advanced medical technology and information available to the physician, there is not a reasonable likelihood of sustained survival of the unborn child outside the body of his mother, with or without artificial support.

~~(21)~~ (22) "Partial birth abortion" means an abortion in which:

* * *

~~(22)~~ (23) "Physician" means a person licensed to practice medicine in the state of Louisiana.

~~(23)~~ (24) "Pregnant" means that female reproductive condition of having a developing embryo or fetus in the uterus which commences at fertilization and implantation.

~~(24)~~ (25) "Receive a fetal organ" means acquiring any fetal organ or fetal body part, or the rights to any fetal organ or fetal body part, through an act of donation or sale via any transaction prohibited by this Subpart.

~~(25)~~ (26) "Serious bodily injury" shall have the same meaning as defined in R.S. 14:2. For the purposes of this Section, "serious bodily injury" that includes the loss of an organ shall include a hysterectomy.

~~(26)~~ (27) "Serious health risk to the unborn child's mother" means that in reasonable medical judgment the mother has a condition that so complicates her medical condition that it necessitates the abortion of her pregnancy to avert her death or to avert serious risk of substantial and irreversible physical impairment of a major bodily function, not including psychological or emotional conditions.

~~(27)~~ (28) "Unborn child", "unborn human being", or "fetus" shall have the same meaning as "unborn child" as defined in R.S. 14:2.

~~(28)~~ (29) "Viable" or "viability" means that stage of fetal development when, in the judgment of the physician based upon the particular facts of the case before the physician, and in light of the most advanced medical technology and information available to the physician, there is a reasonable likelihood of sustained survival of the unborn child outside the body of his mother, with or without artificial support.

~~(29)~~ (30) "Woman" or "mother" means a female human being, whether or not she has reached the age of majority."