

HOUSE COMMITTEE AMENDMENTS

2015 Regular Session

Amendments proposed by House Committee on Health and Welfare to Original House Bill
No. 701 by Representative Whitney

AMENDMENT NO. 1

On page 1, at the beginning of line 2, change "To enact R.S. 40:1299.30.2," to "To amend
and reenact R.S. 40:1299.35.6(B)(3)(d), and to enact R.S. 40:1299.30.2, 1299.35.2(A)(3),
and 1299.35.10(A)(27) and (28),"

AMENDMENT NO. 2

On page 1, at the end of line 4, insert "provide for determination of age and sex of an unborn
child in certain instances; to provide for information to be communicated to a woman prior
to abortion; to provide relative to individual abortion reports; to"

AMENDMENT NO. 3

On page 1, line 7, delete "R.S. 40:1299.30.2 is" and insert in lieu thereof "R.S.
40:1299.35.6(B)(3)(d) is hereby amended and reenacted and R.S. 40:1299.30.2,
1299.35.2(A)(3), and 1299.35.10(A)(27) and (28) are"

AMENDMENT NO. 4

On page 3, between lines 27 and 28, insert the following:

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§1299.35.2. Abortion by physician; determination of viability, probable
postfertilization age, and sex; ultrasound test required; exceptions; penalties

A.

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(3)(a) Except in the case of a medical emergency, the physician performing
or inducing an abortion shall determine the probable postfertilization age of the
unborn child in accordance with R.S. 40:1299.30.1(D).

(b)(i) If the unborn child is determined to have a probable postfertilization
age of ten weeks or greater, the physician shall attempt to determine the sex of the
unborn child according to the standard prescribed in Item (ii) of this Subparagraph.
If the sex is determined, the mother shall be informed of the sex at least twenty-four
hours before the abortion in accordance with R.S. 40:1299.35.6(B)(3). If the
physician is unable to determine the sex of the unborn child, the mother shall be
informed that the sex was not determinable.

(ii) In attempting to make the determination of sex, the physician shall
perform such medical examinations and tests as a reasonably prudent physician,
knowledgeable about the case and the medical conditions involved, would consider
necessary to perform in making an accurate diagnosis with respect to the sex of the
unborn child.

(c) For purposes of this Paragraph, the terms "medical emergency",
"postfertilization age", "probable postfertilization age of the unborn child", and
"unborn child" have the meanings ascribed in R.S. 40:1299.30.1(C).

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§1299.35.6. Woman's Right To Know

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