

## RÉSUMÉ DIGEST

**ACT 439 (HB 5)**

**2023 Regular Session**

**Frieman**

New law provides that the biological mother of a child may recover 50% of documented out-of-pocket pregnancy-related medical expenses from the biological father of the child.

New law provides that the biological mother may institute the action only if the father has executed an authentic act of acknowledgment or if the paternity of the child has been proven by clear and convincing evidence.

New law provides for examples of recoverable out-of-pocket medical expenses including actual medical expenses incurred by the biological mother for prenatal care, those incurred by the biological mother and child incident to birth, and any additional expense authorized by order of the court if found to be reasonable and necessary.

New law provides that the action shall be instituted within a preemptive period of two years from the day of the birth of the child.

Effective August 1, 2023.

(Amends the heading of Part 1-B of Chapter 1 of Code Title VII of Book I of Title 9 of the La. Revised Statutes of 1950; Adds R.S. 9:399.2)