

2025 Regular Session

HOUSE BILL NO. 215

BY REPRESENTATIVE BOYD

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

ABORTION: Provides for exceptions to the abortion laws of this state relative to rape and certain sex offenses

1 AN ACT

2 To enact R.S. 14:87.1(1)(b)(vii), relative to exceptions to existing abortion laws; to provide  
3 relative to the definition of abortion; to provide exceptions to abortion for acts that  
4 constitute certain sex offenses; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:87.1(1)(b)(vii) is hereby enacted to read as follows:

7 §87.1. Definitions

8 Wherever used in this Subpart, unless a different meaning clearly appears in  
9 the context, the following terms, whether used in the singular or plural, shall have  
10 the following meanings:

11 (1)

12 \* \* \*

13 (b) Abortion shall not mean any one or more of the following acts, if  
14 performed by a physician:

15 \* \* \*

16 (vii)(aa) Termination of a pregnancy that is the result of an act that  
17 constitutes any of the following offenses when the victim is under seventeen years  
18 of age:

19 (I) R.S. 14:41 (rape).

20 (II) R.S. 14:42 (first degree rape).

- 1                (III) R.S. 14:42.1 (second degree rape).
- 2                (IV) R.S. 14:43 (third degree rape).
- 3                (V) R.S. 14:43.1 (sexual battery).
- 4                (VI) R.S. 14:80 (felony carnal knowledge of a juvenile).
- 5                (VII) R.S. 14:81.2 (molestation of a juvenile or a person with a physical or
- 6               mental disability).
- 7                (VIII) R.S. 14:89 (crime against nature).
- 8                (IX) R.S. 14:89.1 (aggravated crime against nature).
- 9                (bb) This Item shall not be construed to require any of the following:
- 10              (I) A police or investigatory report.
- 11              (II) Forensic evidence provided by the pregnant female.
- 12              (III) A prosecution of the alleged offense.
- 13                         \*       \*       \*

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 215 Original                                       2025 Regular Session                                       Boyd

**Abstract:** Provides for exceptions to the abortion laws of this state relative to sex offenses committed against a victim who is under 17 years of age.

Present law defines "abortion" and provides a list of acts performed by a physician that shall not, by definition, be considered acts of abortion.

Proposed law amends present law and provides that "abortion" is not the termination of a pregnancy that is the result of an act that constitutes any of the following offenses when the victim is under 17 years of age:

- (1) Rape (R.S. 14:41).
- (2) First degree rape (R.S. 14:42).
- (3) Second degree rape (R.S. 14:42.1).
- (4) Third degree rape (R.S. 14:43).
- (5) Sexual battery (R.S. 14:43.1).
- (6) Felony carnal knowledge of a juvenile (R.S. 14:80).

- (7) Molestation of a juvenile or a person with a physical or mental disability (R.S. 14:81.2).
- (8) Crime against nature (R.S. 14:89).
- (9) Aggravated crime against nature (R.S. 14:89.1).

Proposed law further provides that the provisions of proposed law shall not require any of the following:

- (1) A police or investigatory report.
- (2) Forensic evidence provided by the pregnant female.
- (3) A prosecution of the alleged offense.

(Adds R.S. 14:87.1(1)(b)(vii))