

SENATE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Senator Milkovich to Reengrossed House Bill No. 778 by Representative Jackson

AMENDMENT NO. 1

On page 1, line 2, between "R.S. 237:1270(A)(9)" and ", relative" insert "and (10), 1285(J), and 1285.2(E) and (F)"

AMENDMENT NO. 2

On page 1, line 10, change "is" to "and (10), 1285(J), and 1285.2(E) and (F) are"

1 AMENDMENT NO. 3

2 On page 4, between lines 12 and 13, insert the following:

3 "(10)The board shall adopt a reasonable grievance procedure to allow a physician to
4 petition for a redress of any alleged grievance, and if such grievance cannot be
5 resolved, to be allowed to appear before the board to present such for consideration."

6 AMENDMENT NO. 4

7 On page 4, between lines 13 and 14, insert the following:

8 §1285. Causes for nonissuance; suspension; revocation; or the imposition of
9 restrictions; fines; reinstatement; publication of action; stays
10 * * *
11 (J) Licensees may obtain a trial de novo in district court upon an appeal of a decision
12 by the board to suspend or terminate a license.
13 * * *"

14
15 AMENDMENT NO. 5

16 On page 4, after line 29, add the following:

17 “(E) Unless the licensee consents in writing, the board may not order a licensee to
18 submit to medical, psychiatric, or competence evaluation until after a hearing before
19 the board, and a written finding by the board that such evaluation is reasonably
20 necessary to protect patients. Such hearing shall be held within fifteen days of the
21 board’s notification of the licensee of an intent to require an evaluation. Provided
22 that if the board certifies in writing that the licensee’s continued practice poses an
23 imminent risk to patients, the board may temporarily suspend the licensee’s license
24 and order the licensee to submit to evaluation, before a hearing is held. Provided
25 further that the licensee may opt to submit to a voluntary agreement not to practice,
26 in lieu of a temporary suspension, at the election of the licensee, until a hearing is
27 held.
28 (F) Prior to any hearing pursuant to Subsection B of this Section, the physician shall
29 be given a copy of the entire investigative file within a reasonable time in order to
30 prepare a defense, with those portions redacted that are required by law.”