
SENATE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Senator Boudreaux to Reengrossed House Bill No. 766 by Representative Pierre

1 AMENDMENT NO. 1

2 On page 1, delete line 14, and insert the following:

3 "(2) Not later than January 1, 2019, each public school governing authority
4 shall adopt a policy to implement the"

5 AMENDMENT NO. 2

6 On page 2, at the end of line 10, insert "A behavioral health evaluation presented by the
7 parent or legal guardian of a student shall not be construed as an independent educational
8 evaluation for purposes of determining if a student meets the criteria established for
9 eligibility for special education and related services."

10 AMENDMENT NO. 3

11 On page 2, at the end of line 18, insert "However the provisions of this Subparagraph shall
12 not impair any extant contract on the effective date of this Section, or the renewal thereof.

13 AMENDMENT NO. 4

14 On page 2, line 20, between "guardian" and the period "." insert ", individually or through
15 an applicable health insurance policy, Medicaid, or other third-party payor, other than the
16 public school governing authority, that has made funds available for the payment for the
17 services provided"

18 AMENDMENT NO. 5

19 On page 2, between lines 20 and 21, insert the following:

20 "(g) While on a school campus, a behavioral service provider shall comply
21 with, and abide by, the terms of any Individualized Education Plan, Individualized
22 Accommodation Plan, Section 504 Plan, Behavior Management Plan, or
23 Individualized Health Plan applicable to a student who is a patient of the provider.
24 The services furnished by a provider shall be incorporated into a written treatment
25 plan applicable to a student.

26 (h) The parent or legal guardian of a student receiving services from a
27 behavioral service provider shall be required to execute a "consent to release
28 information form" between the provider and the public school governing authority.

29 (i) A public school governing authority shall establish reporting requirements
30 for a behavioral health provider related to the student's progress and student and
31 school safety concerns as related to the student's educational program."

32 AMENDMENT NO. 6

33 On page 2, at the beginning of line 21, change "(g)" to "(j)"

34 AMENDMENT NO. 7

35 On page 2, line 21, after "may" delete the remainder of the line and insert "establish
36 sanctions, including termination of a provider's authorization to provide services on any
37 school campus."

1 AMENDMENT NO. 8

2 On page 3, line 3, after "psychologist" delete the remainder of the line and insert "medical
3 psychologist, licensed specialist in school psychology, marriage and family therapist,
4 professional counselor, clinical social worker,"

5 AMENDMENT NO. 9

6 On page 3, line 10, between "psychologist," and "professional" insert "licensed specialist in
7 school psychology," and change "family counselor" to "family therapist"

8 AMENDMENT NO. 10

9 On page 3, between lines 13 and 14, insert the following:

10 "(4) "Behavioral health evaluation" shall include but not be limited to the following
11 criteria:

- 12 (a) Diagnosis.
- 13 (b) Type of intervention.
- 14 (c) Length of intervention.
- 15 (d) Identification of a student's goals.
- 16 (e) Identification of impact of student behavior on a student's educational
17 program.

18 C. Nothing in this Section shall be construed to supersede the authority of
19 a student's Individualized Education Program Team or Section 504 Committee to
20 determine appropriate services for a student pursuant to applicable federal and state
21 law."