

Regular Session, 2014

SENATE BILL NO. 649

BY SENATOR MILLS

HEALTH CARE. Provides for the Louisiana State Health Care Profession Institute.
(8/1/14)

1 AN ACT

2 To enact Chapter 21 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised
3 of R.S. 24:1001 through 1005, relative to the Louisiana State Health Care Profession
4 Institute; to provide for its creation and membership; to provide for its duties,
5 functions, and responsibilities; to provide for compensation; to provide relative to
6 reporting; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Chapter 21 of Title 24 of the Louisiana Revised Statutes of 1950,
9 comprised of R.S. 24:1001 through 1005, is hereby enacted to read as follows:

10 **CHAPTER 21. LOUISIANA STATE HEALTH CARE PROFESSION INSTITUTE**

11 **§1001. Creation**

12 **The Louisiana State Health Care Profession Institute is created and**
13 **organized as an official research agency of the Legislature of Louisiana.**

14 **§1002. Council; membership**

15 **The governing body of the Louisiana State Health Care Profession**
16 **Institute shall be a council composed of the following members:**

17 **(1) The secretary of the Department of Health and Hospitals or his**

- 1 **designee.**
- 2 **(2) The president of the Louisiana Senate or his designee.**
- 3 **(3) The speaker of the Louisiana House of Representatives or his**
4 **designee.**
- 5 **(4) The chairman of the Senate Committee on Health and Welfare or his**
6 **designee.**
- 7 **(5) The chairman of the House Committee on Health and Welfare or his**
8 **designee.**
- 9 **(6) The executive director of the Louisiana State Board of Medical**
10 **Examiners or his designee.**
- 11 **(7) The executive director of the Louisiana State Board of Dentistry or**
12 **his designee.**
- 13 **(8) The executive director of the Louisiana State Board of Nursing or his**
14 **designee.**
- 15 **(9) The executive director of the Louisiana State Board of Practical**
16 **Nurse Examiners or his designee.**
- 17 **(10) The executive director of the Louisiana State Board of Optometry**
18 **Examiners or his designee.**
- 19 **(11) The executive director of the Louisiana Licensed Professional**
20 **Counselors Board of Examiners or his designee.**
- 21 **(12) The chairman of the Marriage and Family Therapy Advisory**
22 **Committee or his designee.**
- 23 **(13) The executive director of the Louisiana Board of Pharmacy or his**
24 **designee.**
- 25 **(14) The chairman of the Louisiana State Board of Medical Examiners**
26 **Physician's Assistants Advisory Committee or his designee.**
- 27 **(15) The chairman of the Clinical Laboratory Personnel Committee or**
28 **his designee.**
- 29 **(16) The chairman of the Medical Psychology Advisory Committee or his**

1 **designee.**

2 **(17) The executive director of State Board of Examiners of Psychologists**
3 **or his designee.**

4 **(18) The executive director of the Louisiana Physical Therapy Board or**
5 **his designee.**

6 **(19) The executive director of the Louisiana Board of Examiners for**
7 **Speech-language Pathology and Audiology or his designee.**

8 **(20) The executive director of the Louisiana State Board of Social Work**
9 **Examiners or his designee.**

10 **(21) The executive director of the Louisiana Board of Chiropractic**
11 **Examiners or his designee.**

12 **(22) The chairman of the Advisory Committee on Polysomnography or**
13 **his designee.**

14 **(23) The executive director of the Louisiana State Board of Examiners**
15 **in Dietetics and Nutrition or his designee.**

16 **(24) The chairman of the Respiratory Care Advisory Committee or his**
17 **designee.**

18 **(25) The executive director from the Louisiana Licensed Professional**
19 **Vocational Rehabilitation Counselors Board of Examiners or his designee.**

20 **(26) The executive director from the Louisiana Board of Massage**
21 **Therapy or his designee.**

22 **(27) The chairman of the Louisiana Behavior Analyst Board or his**
23 **designee.**

24 **(28) The chairman of the Louisiana State Board of Medical Examiners**
25 **Occupational Therapy Advisory Committee or his designee.**

26 **§1003. Plans of membership; compensation of members of council**

27 **The council of the Louisiana State Health Care Profession Institute is**
28 **empowered to adopt a plan or plans of membership so designed as to encourage**
29 **and invite the cooperation of all members of the health care profession in the**

1 work of the institute. The members of the council shall serve without any
2 compensation for services as such. However, the council may fix and pay
3 reasonable compensation to the director of the institute, and honoraria to
4 members of the council who perform professional service for the institute,
5 authorized by the council or the institute. Such employment or payment shall
6 not be deemed a violation of any criminal law punishing the holding of more
7 than one public office or employment in Louisiana.

8 **§1004. General purpose; duties**

9 A. The general purpose for which the Louisiana State Health Care
10 Profession Institute is formed is to carry on research regarding health care
11 professions. To that end it shall be the duty of the Louisiana State Health Care
12 Profession Institute:

13 (1) To consider needed improvements with the professions providing
14 health care services and to make recommendations concerning the same to the
15 legislature.

16 (2) To examine and study the scope of practices of health care
17 professionals and recommend needed reforms.

18 (3) To receive and consider suggestions from the legislature and the
19 public generally as to issues regarding health care professions and the services
20 such professions provide.

21 (4) To recommend from time to time such changes in the law as it deems
22 necessary to modify or eliminate antiquated and inequitable scope of health
23 care profession issues, and provide assistance to the legislature to bring the laws
24 and regulations of the state into harmony with modern health care conditions.

25 (5) To render annual reports to the legislature, and if it deems advisable,
26 to accompany its reports with proposed bills to carry out any of its
27 recommendations.

28 (6) To organize and conduct an annual meeting in the state for
29 discussions of current problems with the professions of health care, bringing

1 together representatives of the legislature, practicing health care professionals,
2 and representatives of the health care teaching profession.

3 (7) To select a director.

4 B. Legislation submitted on recommendation of the Louisiana State
5 Health Care Profession Institute shall have affixed to it a digest of the
6 legislation. The digest shall be prepared by the Louisiana State Health Care
7 Profession Institute. The form and contents of the digest shall be as prescribed
8 by the rules or practice of the legislature for digests of legislative instruments,
9 but shall include a summary of each minority report authored by a member of
10 the law institute. The digest shall not constitute a part of the legislation.

11 C. Any member of the Louisiana State Health Care Profession Institute
12 may author a minority report regarding any legislation submitted on
13 recommendation of the Louisiana State Health Care Profession Institute. The
14 minority report shall include comments which accurately reflect a dissenting
15 position or adverse position expressed by such member. Any other member may
16 join and sign such minority report; however, no member may sign more than
17 one minority report. The author of the minority report shall submit a copy of
18 such report to each member of each standing committee of each house of the
19 legislature to which such recommended legislation has been or is expected to be
20 referred. All costs associated with furnishing such copies shall be paid by the
21 Louisiana State Health Care Profession Institute. Additionally, any member
22 signing a minority report may present such report at any legislative hearing
23 held on such recommended legislation.

24 §1005. Reports; advisory capacity; printing and distribution of reports

25 The Louisiana State Health Care Profession Institute, in submitting
26 reports to the legislature shall act solely in an advisory capacity. Its reports,
27 studies, and recommended publications shall be printed and shall be distributed
28 through the secretary of state in the same manner as acts of the legislature.

The original instrument was prepared by Christopher D. Adams. The following digest, which does not constitute a part of the legislative instrument, was prepared by Ashley Menou.

DIGEST

Mills (SB 649)

Proposed law provides for the creation of the Louisiana State Health Care Profession Institute.

Proposed law provides for a 28 member council to exist within the Louisiana State Health Care Profession Institute.

Proposed law provides for the general purpose for which the Louisiana State Health Care Profession Institute is formed is to carry on research regarding health care professions.

Proposed law provides for the following duties of the Louisiana State Health Care Profession Institute:

- (1) To consider needed improvements with the professions providing health care services and to make recommendations concerning the same to the legislature.
- (2) To examine and study the scope of practices of health care professionals and of recommending needed reforms.
- (3) To receive and consider suggestions from the legislature and the public generally as to issues regarding health care professions and the services such professions provide.
- (4) To recommend from time to time such changes in the law as it deems necessary to modify or eliminate antiquated and inequitable scope of health care profession issues, and to bring the laws and regulations of the state, into harmony with modern conditions.
- (5) To render annual reports to the legislature, and if it deems advisable to accompany its reports with proposed bills to carry out any of its recommendations.
- (6) To organize and conduct an annual meeting within the state for discussions of current problems with the professions of health care, bringing together representatives of the legislature, practicing health care professionals, and representatives of the health care teaching profession.
- (7) To select a director.

Proposed law provides the members of the council shall serve without any compensation for services as such. Furthermore, the council may fix and pay reasonable compensation to the director of the institute, and honoraria to members of the council who perform professional service for the institute, authorized by the council or the institute. Such employment or payment shall not be deemed a violation of any criminal law punishing the holding of more than one public office or employment in Louisiana.

Proposed law provides legislation submitted on recommendation of the Louisiana State Health Care Profession Institute shall have affixed to it a digest of the legislation. Proposed law provides the digest shall be prepared by the Louisiana State Health Care Profession Institute.

Proposed law provides relative to a minority report.

Proposed law provides the Louisiana State Health Care Profession Institute, in submitting reports to the legislature shall act solely in an advisory capacity. Its reports, studies, and recommended publications shall be printed and shall be distributed through the secretary of state in the same manner as acts of the legislature.

Effective August 1, 2014.

(Adds R.S. 24:1001-1005)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Senate and Governmental Affairs to the original bill

1. Adds the chairman of the Louisiana State Board of Medical Examiners Occupational Therapy Advisory Committee or his designee as a member of the council.