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HOUSE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Representative Pierre to Engrossed House Bill No. 766 by Representative Pierre

1 AMENDMENT NO. 1

2 On page 1, line 4, between "definitions;" and "and" insert "to provide for policies adopted
3 by public school governing authorities;"

4 AMENDMENT NO. 2

5 On page 1, at the beginning of line 9, change "A." to "A.(1)"

6 AMENDMENT NO. 3

7 On page 1, between lines 12 and 13, insert the following:

8 "(2) A public school governing authority may adopt a policy to
9 implement the provisions of this Section and such policy, at a minimum,
10 shall provide that:

11 (a) A behavioral health provider who provides services pursuant to
12 this Section shall maintain reasonable insurance coverage.

13 (b) A behavioral health provider shall complete a criminal
14 background check conducted by the Louisiana State Police or the parish
15 sheriff and shall pay all related costs.

16 (c) Behavioral health services shall be permitted during school hours
17 if the student's parent or legal guardian presents a behavioral health
18 evaluation performed by an evaluator chosen by the parent or legal guardian
19 and the evaluation indicates that the services are necessary during school
20 hours to assist the student with behavioral health impairments that the
21 evaluator determines are interfering with the student's ability to thrive in the
22 educational setting.

23 (d) Behavioral health services may be provided during instructional
24 time in English, reading, mathematics, and science if the public school
25 governing authority and the behavioral health provider agree that it is in the
26 best interest of the student.

27 (e) A public school governing authority shall not enter into a contract
28 or an exclusive agreement with a behavioral health provider that prohibits the
29 parent or legal guardian from choosing the behavioral health provider for the
30 student.

31 (f) The cost of all behavioral health services provided to a student
32 shall be the sole responsibility of the parent or legal guardian.

33 (g) A public school governing authority may provide for sanctions
34 against a behavioral health provider for failure to comply with the governing
35 authority's policy.

36 (3) The failure of a public school governing authority to adopt a
37 policy shall not be cause to prohibit the provision of behavioral health
38 services to a student as provided in this Section."

1 AMENDMENT NO. 4

2 On page 1, at the end of line 17, delete the period "." and insert "or a behavioral health
3 provider organization licensed to provide behavioral health services in Louisiana."

4 AMENDMENT NO. 5

5 On page 2, between lines 2 and 3, insert the following:

6 "(3) "Evaluator" shall mean a licensed psychiatrist, psychologist,
7 medical psychologist, professional counselor, marriage and family counselor,
8 or clinical social worker who is certified by the respective board of
9 examiners in Louisiana to provide necessary evaluations and who is not an
10 employee of the public school governing authority or the state Department
11 of Education."