

2020 Regular Session

HOUSE BILL NO. 595

BY REPRESENTATIVE DAVIS

HEALTH/BEHAVIORAL: Creates and provides for the Task Force on Opioid Use Prevention, Treatment, and Recovery

1 AN ACT

2 To enact R.S. 28:781 through 786 and R.S. 36:259(B)(37), relative to prevention and
3 treatment of opioid use disorder; to establish the Task Force on Opioid Use
4 Prevention, Treatment, and Recovery; to provide for the membership, duties, and
5 advisory functions of the task force; to provide for annual reporting by the task force
6 to the governor and the legislature; to provide for designation by the Louisiana State
7 Law Institute of certain segments of law; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 28:781 through 786 are hereby enacted to read as follows:

10 §781. Task Force on Opioid Use Prevention, Treatment, and Recovery; creation;
11 purposes

12 A. The legislature hereby creates within the Louisiana Department of Health
13 the Task Force on Opioid Use Prevention, Treatment, and Recovery, referred to
14 hereafter in this Part as the "task force".

15 B. The purposes of the task force shall include all of the following:

16 (1) Leading a statewide policy response, coordinating resources, and
17 engaging stakeholders across Louisiana concerning prevention and treatment of
18 opioid use disorder.

19 (2) Developing recommendations on an annual basis to inform legislative
20 and executive actions that address opioid use prevention, treatment, and recovery.

1 §782. Task force composition and leadership

2 A. The task force shall be composed of the following members:

3 (1) The governor or his designee.

4 (2) The chairman of the House Committee on Health and Welfare or his
5 designee.

6 (3) The chairman of the Senate Committee on Health and Welfare or his
7 designee.

8 (4) The secretary of the Louisiana Department of Health or his designee.

9 (5) The secretary of the Department of Children and Family Services or his
10 designee.

11 (6) The secretary of the Department of Public Safety and Corrections or his
12 designee.

13 (7) The superintendent of state police or his designee.

14 (8) The attorney general or his designee.

15 (9) The commissioner of insurance or his designee.

16 (10) A judge from a drug division of a district court appointed by the chief
17 justice of the Louisiana Supreme Court.

18 (11) A representative of the Louisiana Society of Addiction Medicine
19 appointed by the governor.

20 (12) A representative of the Louisiana Psychiatric Medical Association
21 appointed by the governor.

22 (13) A representative of the Louisiana Primary Care Association appointed
23 by the governor.

24 (14) A representative of the school of medicine of the Louisiana State
25 University Health Sciences Center at New Orleans appointed by the governor.

26 (15) A representative of the school of medicine of the Louisiana State
27 University Health Sciences Center at Shreveport appointed by the governor.

28 (16) A representative of the Louisiana Hospital Association appointed by the
29 governor.

1 (17) A representative of the Louisiana Rural Hospital Association appointed
2 by the governor.

3 (18)(a) A person who is in recovery from substance use disorder or an
4 immediate family member of such a person appointed by the governor.

5 (b) The task force member appointed in accordance with this Paragraph may
6 be an immediate family member of a person who is deceased.

7 B. The governor or his designee, the chairman of the House Committee on
8 Health and Welfare or his designee, and the chairman of the Senate Committee on
9 Health and Welfare or his designee shall co-chair the task force.

10 §783. Quorum; member compensation; task force meetings

11 A. A majority of the voting membership of the task force shall constitute a
12 quorum for the transaction of task force business. All official actions of the task
13 force shall require the affirmative vote of not less than a majority of the members
14 present.

15 B. No task force member shall receive a per diem or any other compensation
16 for his services or attendance at council meetings except for reimbursement for
17 travel-related expenses that may be provided by his employer.

18 C. The task force shall meet at least once every quarter, with meetings to be
19 called by the co-chairs.

20 §784. Committees of the task force

21 A. The task force shall form from among its members the following
22 committees:

23 (1) A committee on prevention.

24 (2) A committee on treatment.

25 (3) A committee on recovery.

26 B. The co-chairs of the task force shall appoint a chairperson and a vice
27 chairperson of each committee of the task force.

28 §785. Stakeholder engagement

1 The task force may engage and solicit input, recommendations, and guidance
2 pertaining to substance use prevention, treatment, and recovery from stakeholders
3 and other interested parties, including but not limited to the following organizations
4 and persons:

5 (1) The Louisiana Board of Pharmacy.

6 (2) The Louisiana State Board of Medical Examiners.

7 (3) The Louisiana Sheriffs' Association.

8 (4) The Louisiana District Attorneys Association.

9 (5) The Louisiana State Medical Society.

10 (6) The Chiropractic Association of Louisiana.

11 (7) The Louisiana Physical Therapy Association.

12 (8) The Louisiana Association of Chiefs of Police.

13 (9) The Louisiana Independent Pharmacies Association.

14 (10) The Louisiana State Nurses Association.

15 (11) The Louisiana Association of Nurse Practitioners.

16 (12) The Louisiana Ambulance Alliance.

17 (13) The Louisiana State Board of Nursing.

18 (14) The Louisiana Poison Control Center.

19 (15) The Louisiana-Mississippi Hospice and Palliative Care Organization.

20 (16) The Optometry Association of Louisiana.

21 (17) The Louisiana Association of Health Plans.

22 (18) The Louisiana State Coroners Association.

23 (19) Individuals in recovery from substance use disorder.

24 (20) Families of individuals with a substance use disorder, in recovery from
25 a substance use disorder, or deceased as a result of a substance use disorder.

26 §786. Advisory functions of the task force; policy recommendations; annual
27 reporting

28 A. The task force shall serve in an advisory capacity to the governor, the
29 speaker of the House of Representatives, and the president of the Senate and shall

1 develop policy recommendations annually to address substance use prevention,
2 treatment, and recovery needs throughout Louisiana. The policy recommendations
3 of the task force shall include, without limitation, all of the following:

4 (1) Regulatory changes that specific agencies should pursue independent of
5 executive or legislative action to improve access to treatment, enhance prevention
6 efforts, and strengthen recovery support services.

7 (2) Executive action that the governor should take to address substance use
8 prevention, treatment, and recovery needs across the state.

9 (3) Legislative action to improve substance use treatment, expand prevention
10 efforts, and strengthen recovery support services.

11 (4) Action that should be taken by the state and local governments to limit
12 harm resulting from the use of drugs and reduce the number of overdose deaths.

13 B. The task force shall report the policy recommendations developed in
14 accordance with this Section to the governor, the speaker of the House of
15 Representatives, and the president of the Senate on or before December 31 annually.

16 Section 2. R.S. 36:259(B)(37) is hereby enacted to read as follows:

17 §259. Transfer of agencies and functions to Louisiana Department of Health

18 * * *

19 B. The following agencies, as defined in R.S. 36:3, are placed within the
20 Louisiana Department of Health and shall perform and exercise their powers, duties,
21 functions, and responsibilities as otherwise provided by law:

22 * * *

23 (37) The Task Force on Opioid Use Prevention, Treatment, and Recovery
24 (R.S. 28:781 et seq.).

25 * * *

26 Section 3.(A) The Louisiana State Law Institute is hereby directed to designate R.S.
27 28:771 and 772 as Part I of Chapter 11 of Title 28 of the Louisiana Revised Statutes of 1950,
28 and to entitle the Part "State Office of Behavioral Health and Regional Addictive Disorder
29 Services".

- 1 (B) The Louisiana State Law Institute is hereby directed to designate R.S. 28:781
2 through 786, as enacted by Section 1 of this Act, as Part II of Chapter 11 of Title 28 of the
3 Louisiana Revised Statutes of 1950, and to entitle the Part "Task Force on Opioid Use
4 Prevention, Treatment, and Recovery".

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 595 Original

2020 Regular Session

Davis

Abstract: Creates the Task Force on Opioid Use Prevention, Treatment, and Recovery and provides for its duties and functions.

Proposed law creates the Task Force on Opioid Use Prevention, Treatment, and Recovery, referred to hereafter as the "task force". Provides that the purposes of the task force shall include:

- (1) Leading a statewide policy response, coordinating resources, and engaging stakeholders across Louisiana concerning prevention and treatment of opioid use disorder.
- (2) Developing recommendations on an annual basis to inform legislative and executive actions that address opioid use prevention, treatment, and recovery.

Proposed law provides that the task force shall be composed of the following 18 members:

- (1) The governor or his designee.
- (2) The chairman of the House Committee on Health and Welfare or his designee.
- (3) The chairman of the Senate Committee on Health and Welfare or his designee.
- (4) The secretary of the Louisiana Department of Health or his designee.
- (5) The secretary of the Department of Children and Family Services or his designee.
- (6) The secretary of the Department of Public Safety and Corrections or his designee.
- (7) The superintendent of state police or his designee.
- (8) The attorney general or his designee.
- (9) The commissioner of insurance or his designee.
- (10) A judge from a drug division of a district court appointed by the chief justice of the Louisiana Supreme Court.
- (11) A representative of the Louisiana Society of Addiction Medicine appointed by the governor.

- (12) A representative of the Louisiana Psychiatric Medical Association appointed by the governor.
- (13) A representative of the Louisiana Primary Care Association appointed by the governor.
- (14) A representative of the school of medicine of the Louisiana State University Health Sciences Center at New Orleans appointed by the governor.
- (15) A representative of the school of medicine of the Louisiana State University Health Sciences Center at Shreveport appointed by the governor.
- (16) A representative of the Louisiana Hospital Association appointed by the governor.
- (17) A representative of the Louisiana Rural Hospital Association appointed by the governor.
- (18) A person who is in recovery from substance use disorder or an immediate family member of such a person appointed by the governor. Proposed law provides that this task force member may be an immediate family member of a person who is deceased.

Proposed law provides that the governor or his designee, the chairman of the House Committee on Health and Welfare or his designee, and the chairman of the Senate Committee on Health and Welfare or his designee shall co-chair the task force.

Proposed law requires that the task force meet at least once every quarter, with meetings to be called by the co-chairs.

Proposed law requires the task force to form from among its members the following committees:

- (1) A committee on prevention.
- (2) A committee on treatment.
- (3) A committee on recovery.

Proposed law authorizes the task force to engage and solicit input, recommendations, and guidance pertaining to substance use prevention, treatment, and recovery from stakeholders and other interested parties.

Proposed law provides that the task force shall serve in an advisory capacity to the governor, the speaker of the House, and the president of the Senate and shall develop policy recommendations annually to address substance use prevention, treatment, and recovery. Requires that the policy recommendations of the task force include, without limitation, all of the following:

- (1) Regulatory changes that specific agencies should pursue independent of executive or legislative action to improve access to treatment, enhance prevention efforts, and strengthen recovery support services.
- (2) Executive action that the governor should take to address substance use prevention, treatment, and recovery needs across the state.
- (3) Legislative action to improve substance use treatment, expand prevention efforts, and strengthen recovery support services.

- (4) Action that should be taken by the state and local governments to limit harm resulting from the use of drugs and reduce the number of overdose deaths.

Proposed law requires the task force to report the policy recommendations developed in accordance with proposed law to the governor, the speaker of the House, and the president of the Senate on or before December 31 annually.

(Adds R.S. 28:781-786 and R.S. 36:259(B)(37))