

2026 Regular Session

HOUSE BILL NO. 895

BY REPRESENTATIVE BOYD

HEALTH/MEDICAL TREATMENT: Provides relative to the treatment of sexual assault survivors by hospitals and healthcare providers

1 AN ACT

2 To amend and reenact R.S. 40:1216.1(A)(2)(e), relative to survivors of sexual assault; to
3 provide for medical treatment by a healthcare provider; to provide for a minimum
4 supply of post-exposure prophylaxis; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:1216.1(A)(2)(e) is hereby amended and reenacted to read as
7 follows:

8 §1216.1. Procedures for survivors of a sexually oriented criminal offense;
9 immunity; regional plans; maximum allowable costs; definitions; documents
10 requested by victim

11 A. All licensed hospitals and healthcare providers in Louisiana shall offer
12 every sexual assault survivor information to receive the treatment provided for in this
13 Section. A licensed hospital or healthcare provider shall adhere to the following
14 procedures if a person presents for treatment as a sexual assault survivor:

15 * * *

16 (2) All sexual assault survivors shall be examined and treated, without undue
17 delay, in a private space required to ensure the health, safety, and welfare of the
18 survivor by a qualified healthcare provider. Examination and treatment, including
19 the forensic medical examination, shall be adapted as necessary to address the unique
20 needs and circumstances of each survivor. All survivors shall be afforded an

1 advocate whose communications are privileged in accordance with the provisions of
2 R.S. 46:2187, if one is available. With the consent of the survivor, an advocate shall
3 remain in the examination room during the forensic medical examination. With the
4 consent of the survivor, the examination and treatment of all sexual assault survivors
5 shall, at a minimum, include all of the following:

6 * * *

7 (e) Any medication provided during the forensic medical ~~examination, which~~
8 ~~may include~~ examination. A healthcare provider shall make available to each
9 survivor, when medically indicated, emergency contraception and not less than a
10 three-day supply of HIV or STI post-exposure prophylaxis.

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 895 Original

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Abstract: Requires a healthcare provider to provide, at minimum, a three-day supply of post-exposure prophylaxis to all survivors of sexual assault.

Present law provides that a survivor of sexual assault must be provided any medication during the forensic medical examination, including emergency contraception and HIV or STI prophylaxis.

Proposed law modifies present law requiring the healthcare provider to provide, at a minimum, three days of HIV or STI post-exposure prophylaxis during the forensic medical exam.

(Amends R.S. 40:1216.1(A)(2)(e))