

2026 Regular Session

HOUSE BILL NO. 1249 (Substitute for House Bill No. 1022 by Representative Jackson)

BY REPRESENTATIVE JACKSON

1 AN ACT

2 To enact R.S. 17:171.1 and 3996(B)(24), relative to school-based health center services; to  
3 require public school governing authorities to adopt policies providing for the  
4 provision of school-based health center services to students; to provide for  
5 definitions; to provide for applicability; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 17:171.1 and 3996(B)(24) are hereby enacted to read as follows:

8 §171.1. School-based health center services for students

9 A.(1)(a) If a student's parent or legal guardian or a student who has reached  
10 the age of majority consents to medically necessary school-based health center  
11 services, no school administrator or other school employee shall prohibit the student  
12 from accessing the services.

13 (b) The provisions of this Section shall apply to school-based health center  
14 services provided on a school campus through a school-based health center or other  
15 provider arrangement; however, nothing in this Section shall be construed to require  
16 any public school governing authority or school to establish or provide such services.

17 (2) The governing authority of any public school where school-based health  
18 center services are available to students shall adopt and make available to the public  
19 a policy to implement the provisions of this Section. The policy shall not create  
20 onerous requirements for healthcare providers resulting in a delay or barrier to the  
21 provision of medically necessary school-based health center services. The policy,  
22 at a minimum, shall provide that:

1           (a) Healthcare providers who are licensed, certified, or registered by their  
2           applicable licensing, certification, or registration board, who provide documentation  
3           of having passed a criminal background check conducted by the Louisiana State  
4           Police, and who are in good standing with the applicable board shall not be required  
5           by a public school governing authority to complete an additional criminal  
6           background check in order to begin providing school-based health center services.

7           (b) A public school governing authority may not prohibit a health evaluation,  
8           assessment, or authorized treatment plan from being performed on school property  
9           in order to establish medical necessity or deliver medically necessary services. The  
10          school and the school-based health center shall work collaboratively, in accordance  
11          with the school's policy, to create a student visitation and treatment schedule that  
12          meets the medical needs of the student, complies with the healthcare provider's  
13          ethical code of conduct, and considers the impact on the school's operations and the  
14          student's instructional time and testing schedules. The provisions of this  
15          Subparagraph shall be consistent with Subparagraph (d) of this Paragraph.

16          (c) Notwithstanding any provision of this Section to the contrary, a school-  
17          based health center shall not be required to enter into a consent to release  
18          information agreement with a public school governing authority that requires the  
19          disclosure of protected health information. Any information shared by a school-  
20          based health center with a public school governing authority shall be limited to  
21          nonclinical information necessary for care coordination, student safety, or  
22          compliance with applicable law and shall be subject to all applicable state and  
23          federal confidentiality requirements, including but not limited to the Health  
24          Insurance Portability and Accountability Act and the Family Educational Rights and  
25          Privacy Act.

26          (d) The determination of the need for health evaluation and school-based  
27          health center services shall be made by a healthcare provider acting within the scope  
28          of his professional license. No school employee who is not licensed to provide  
29          healthcare services shall determine whether a student may receive an evaluation or  
30          treatment by a healthcare provider.



