

RÉSUMÉ DIGEST

ACT 962 (HB 1249)

2026 Regular Session

Jackson

New law provides that if a student's parent or legal guardian or student who has reached the age of majority consents to medically necessary school-based health center (SBHC) services, no school administrator or other school employee shall prohibit him from accessing such services.

New law provides that new law applies to SBHC services provided on a school campus through a SBHC or other provider arrangement but that nothing in new law shall be construed to require any public school governing authority or school to provide services.

New law requires the governing authority of any public school where SBHC services are available to adopt and make available to the public a policy that shall not create onerous requirements for healthcare providers resulting in a delay or barrier to the provision of medically necessary SBHC services and that, at a minimum, shall provide the following:

- (1) Healthcare providers who are licensed, certified, or registered by their applicable licensing, certification, or registration board, provide documentation of having passed a criminal background check conducted by the La. State Police, and are in good standing with the applicable board shall not be required by a public school governing authority to complete an additional criminal background check in order to begin providing SBHC services.
- (2) A public school governing authority may not prohibit a health evaluation, assessment, or authorized treatment plan from being performed on school property in order to establish medical necessity or deliver medically necessary services. The school and the SBHC shall work collaboratively, in accordance with the school's policy, to create a student visitation and treatment schedule that meets the medical needs of the student, complies with the healthcare provider's ethical code of conduct, and considers the impact on the school's operations and the student's instructional time and testing schedules.
- (3) A SBHC shall not be required to enter into a consent to release information agreement with a public school governing authority that requires the disclosure of protected health information, and any information shared by a SBHC with a public school governing authority shall be limited to nonclinical information necessary for care coordination, student safety, or compliance with applicable law and shall be subject to all applicable state and federal confidentiality requirements.
- (4) The determination of the need for health evaluation and SBHC services shall be made by a healthcare provider acting within the scope of his professional license, and no school employee who is not licensed to provide healthcare services shall determine if a student may receive an evaluation or treatment.
- (5) A parent or legal guardian may, at any time, revoke consent.

New law further provides:

- (1) The failure of a public school governing authority to adopt a policy shall not be cause to prohibit the provision of SBHC services as provided in new law.
- (2) Any SBHC services provided by a governing authority as provided in new law shall be delivered by healthcare providers licensed, certified, or registered by their applicable health profession licensing board.

New law provides that nothing in new law shall be construed to conflict with or interfere with a student's access to behavioral health services provided pursuant to existing law.

Effective August 1, 2026.

(Adds R.S. 17:171.1 and 3996(B)(24))