

2016 Regular Session

HOUSE BILL NO. 531

BY REPRESENTATIVE FALCONER

DRUGS/PRESCRIPTION: Provides for access to prescription monitoring information by specialty courts

1 AN ACT

2 To enact R.S. 40:1007(E)(5), relative to the prescription monitoring program; to authorize
3 a specialty or treatment court representative to access prescription monitoring
4 information; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:1007(E)(5) is hereby enacted to read as follows:

7 §1007. Access to prescription monitoring information

8 * * *

9 E. The following persons, after successful completion of the educational
10 courses identified in R.S. 40:1008, may access prescription monitoring information
11 at no cost and in the same or similar manner, and for the same or similar purposes,
12 as those persons are authorized to access similar protected health information under
13 federal and state law and regulation:

14 * * *

15 (5) Designated representatives of any specialty or treatment court including
16 but not limited to a veterans, drug, DWI, behavioral, or mental health court. The
17 presiding judge of the court shall designate a court representative in writing to the
18 board. The court representative may access the program on the court's behalf in
19 order to review information about participants in the court's program or those
20 seeking admission to the program.

21 * * *

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 531 Original

2016 Regular Session

Falconer

Abstract: Authorizes designated representatives of any specialty or treatment court to access the prescription monitoring program to review information about participants in the court's program or those seeking admission to the program.

Present law establishes the prescription monitoring system and provides that information submitted shall be protected health information not subject to public or open records law or disclosure. Present law establishes an exception to allow access to the information by certain persons who have successfully completed required educational courses.

Proposed law retains present law and adds an exception to allow access by designated representatives of any specialty or treatment court including but not limited to a veterans, drug, DWI, behavioral, or mental health court to review information about participants in the court's program or those seeking admission to the program.

(Adds R.S. 40:1007(E)(5))