The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Cheryl Serrett.

## DIGEST

SB 78 Original

## 2019 Regular Session

Martiny

<u>Present law</u> provides for student behavioral health services to be provided during school hours if requested and paid by a student's parent or legal guardian.

<u>Present law</u> provides definitions of behavioral health services, behavioral health providers and evaluators and includes a partial listing of services and occupations included in each definition.

<u>Present law</u> provides requirements for providers including liability insurance coverage, criminal background checks, and reporting of students' progress. Further requires a written treatment plan.

<u>Present law</u> requires each public school governing authority to develop policies for implementation of the law.

<u>Proposed law</u> retains <u>present law</u> and adds "behavior analyst" to the definition of "behavior health provider" and "evaluator". Further includes "applied behavior analysis" in the definition of "behavioral health services".

<u>Present law</u> shall not supersede the authority of a student's Individualized Education Program team or Section 504 committee licensure or requirements established by federal or state law.

<u>Proposed law</u> retains <u>present law</u> and further provides section shall not supersede the licensure requirements established by state law or a professional licensing board.

Effective August 1, 2019.

(Amends R.S. 17:173(B)(2) through (4) and (C))