

2022 Regular Session

HOUSE BILL NO. 623

BY REPRESENTATIVE FONTENOT

LAW ENFORCEMENT: Provides relative to notification to law enforcement agencies of the release of certain persons from a hospital

1 AN ACT

2 To enact R.S. 40:1187.1(D), relative to notification to law enforcement by hospitals; to  
3 provide relative to the release of certain persons by a hospital; to provide for a  
4 definition; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:1187.1(D) is hereby enacted to read as follows:

7 §1187.1. Notification ~~of~~ to law enforcement agency prior to discharge of a person  
8 issued a summons or arrest warrant and admitted to a hospital

9 \* \* \*

10 D. As used in this Section, an "appropriate arresting or investigating law  
11 enforcement agency" shall include a bail enforcement agent as defined in Code of  
12 Criminal Procedure 311(8)(A).

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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)]

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HB 623 Original

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Fontenot

**Abstract:** Provides relative to notification given by hospitals to law enforcement agencies.

Present law provides that a hospital shall notify the appropriate arresting or investigating law enforcement agency that a doctor has ordered the discharge of a patient from the hospital as soon as reasonably possible after the order has been written, if all of the following conditions exist:

- (1) The law enforcement agency has certified in writing that the patient has been issued a summons or arrest warrant for an offense, but as a result of the need for emergency medical care, the warrant has not been executed prior to admission to the hospital.
- (2) The law enforcement agency has provided the hospital with a written request to be informed upon the discharge of the patient from the hospital.
- (3) The law enforcement agency has provided contact information for use by the hospital in making the notification.

Present law provides that no hospital shall be held civilly liable to any person for failure to comply or to timely comply with the requirements of present law unless that failure is intentional or due to gross negligence.

Present law provides for the definition of "hospital".

Proposed law retains present law and provides that as used in proposed law an "appropriate arresting or investigating law enforcement agency" shall include a bail enforcement agent as defined in present law (C.Cr.P. Art. 311(8)(A)).

(Adds R.S. 40:1187.1(D))