

2026 Regular Session

SENATE BILL NO. 124

BY SENATOR TALBOT

HEALTH CARE. Provides relative to peer review of health systems. (8/1/26)

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AN ACT

To amend and reenact R.S. 13:3715.3(A)(2) and (B) and to enact R.S. 13:3715.3(H), relative to peer review records; to provide for peer review records of health systems; to provide for definitions; to provide for confidentiality; to provide for sharing of information; to provide for liability; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 13:3715.3(A)(2) and (B) are hereby amended and reenacted and R.S. 13:3715.3(H) is hereby enacted to read as follows:

§3715.3. Peer review committee records; confidentiality

A. Notwithstanding the provisions of R.S. 44:7(D) or any other law to the contrary, all records, notes, data, studies, analyses, exhibits, and proceedings of:

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(2) Any hospital committee, the peer review committees of any medical organization, dental association, professional nursing association, nursing home association, social workers association, **health system**, group medical practice of twenty or more physicians, nursing home, ambulatory surgical center licensed pursuant to R.S. 40:2131 et seq., ambulance service company, health maintenance

1 organization, any nationally recognized improvement agency or commission,  
2 including but not limited to the Joint Commission on Accreditation of Healthcare  
3 Organizations (JCAHO), or any committee or agency thereof, or any healthcare  
4 licensure agency of the Louisiana Department of Health, or healthcare provider as  
5 defined in R.S. 40:1299.41(A), or extended care facility committee, including but not  
6 limited to the credentials committee, the medical staff executive committee, the risk  
7 management committee, or the quality assurance committee, any committee  
8 determining a root cause analysis of a sentinel event, established by the peer review  
9 committees of a medical organization, dental organization, group medical practice  
10 of twenty or more physicians, social workers association, ambulatory surgical center  
11 licensed pursuant to R.S. 40:2131 et seq., ambulance service company, health  
12 maintenance organization, or healthcare provider as defined in R.S. 40:1299.41(A),  
13 ~~or~~ private hospital licensed under the provisions of R.S. 40:2100 et seq., or any  
14 health system, shall be confidential wherever located and shall be used by such  
15 committee and the members thereof only in the exercise of the proper functions of  
16 the committee and shall not be available for discovery or court subpoena regardless  
17 of where located, except in any proceedings affecting the hospital staff privileges of  
18 a physician, dentist, psychologist, or podiatrist the records forming the basis of any  
19 decision adverse to the physician, dentist, psychologist, or podiatrist may be obtained  
20 by the physician, dentist, psychologist, or podiatrist only. However, no original  
21 record or document, which is otherwise discoverable, prepared by any person, other  
22 than a member of the peer review committee or the staff of the peer review  
23 committee, may be held confidential solely because it is the only copy and is in the  
24 possession of a peer review committee.

25 B. No employee, physician, dentist, public or private hospital, organization,  
26 health system, or institution furnishing information, data, reports, or records to any  
27 such committee with respect to any patient examined or treated by such physician  
28 or dentist or confined in such hospital or institution shall be liable in damages to any  
29 person by reason of furnishing such information.



1            **hospital, health system, or other peer review entity making the disclosure shall**  
 2            **be entitled to the benefit of the immunities otherwise provided for in**  
 3            **Subsections B and C of this Section.**

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, 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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## DIGEST

SB 124 Original

2026 Regular Session

Talbot

Present law provides for the confidentiality of all records, notes, data, studies, analyses, exhibits, and proceedings of peer review committees of certain medical entities.

Present law further provides that the materials are only for the use of the peer review committee in the exercise of the proper functions of the committee and are not available for discovery or court subpoena regardless of location, except as provided in present law.

Proposed law adds hospital systems to the list of medical organizations whose peer review committee materials are confidential and not subject to disclosure.

Proposed law authorizes hospitals within the same health system to share peer review information, data, reports, or records for credentialing, quality review, professional competency purposes, professional conduct purposes, or patient safety activities.

Proposed law provides that sharing peer review materials within a health system does not constitute a waiver of any legal or evidentiary privilege nor form the basis of any claim or suit for damages or injunctive relief.

Proposed law provides that a person, committee, hospital, health system, or other peer review entity sharing information pursuant to proposed law is entitled to immunities provided for in present law.

Effective August 1, 2026.

(Amends R.S. 13:3715.3(A)(2) and (B); adds R.S. 13:3715.3(H))