



LOUISIANA ACADEMY OF
FAMILY PHYSICIANS

LEGISLATIVE SESSION
POSITION TRACKER
2023

04/10/23*

***LAFP POSITIONS ON LEGISLATION ARE SUBJECT TO CHANGE AS THE LEGISLATIVE SESSION PROGRESSES
THE POSITIONS SET FORTH ARE ONLY VALID FOR THE DATE WRITTEN ABOVE**

HOUSE BILLS

<u>Bill</u>	<u>Author</u>	<u>Title</u>	<u>Current Status</u>	<u>LAFP Position</u>	<u>Notes</u>
HB1	ZERINGUE	APPROPRIATIONS: Provides for the ordinary operating expenses of state government for Fiscal Year 2023-2024	Pending House Appropriations	MONITOR	
HB14	FIRMENT	CONTROLLED SUBSTANCES: Provides relative to Schedule I of the Uniform Controlled Dangerous Substances Law	Pending House Administration of Criminal Justice	OPPOSE	<i>mitragynine and 7-Hydroxy-mitragynine "Kratom"</i> <i>Possibly support companion SB94</i>
HB17	NEWELL	CONTROLLED SUBSTANCES: Provides relative to the regulation of cannabis	Pending House Judiciary	MONITOR	<i>regulation of the cultivation, manufacture, and retail sale of cannabis and cannabis products</i>
HB41	FRIEMAN	INSURANCE/HEALTH: Provides relative to health coverage plan benefits for occupational therapy services delivered via telehealth	Pending House Insurance	MONITOR	<i>Requires health benefits and payment parity equal to in-person services for occupational therapy delivered through telehealth</i>
HB55	SELDERS	CORRECTIONS: Provides relative to mental health treatment of incarcerated people	Pending House Administration of Criminal Justice	MONITOR	<i>LPMA likes the bill – fiscal note</i>
HB69	MARINO	STUDENTS: Provides for the screening and diagnosis of students with respect to dyslexia	Pending House Education	MONITOR	<i>Needs amendment; LPMA concerns on teacher requirements</i>
HB106	DUSTIN MILLER	CONTROLLED SUBSTANCES: Adds Xylazine to Schedule II of the Uniform Controlled Dangerous Substances Law	Pending House Administration of Criminal Justice	MONITOR	<i>Get more info on harm of adding to schedule</i>
HB107	TURNER	TAX/SALES-USE, LOCAL-EXEM: Provides for a local sales and use tax exemption for the procurement or administration of certain prescription drugs	Pending House Ways and Means	SUPPORT	<i>** amend to include all drugs ** Changes the local sales and use tax exemption for procurement or administration of certain prescription drugs by a physician's office, infusion clinic, or other outpatient clinic from an optional exemption to a mandatory exemption</i>
HB122	HORTON	CHILDREN/NEWBORNS: Provides relative to the mandatory screening of all newborns for early detection of the cytomegalovirus (CMV)	Pending House Health and Welfare	MONITOR	<i>"Journey's Law" – not necessary for all newborns; adds cytomegalovirus (CMV) to the list of genetic</i>

					<i>conditions to be approved and tested by LDH</i>
HB123	STAGNI	NURSING HOMES: Provides relative to nursing home requirements and standards for emergency preparedness plans	Pending House Health and Welfare	MONITOR	<i>Permits the Louisiana Department of Health (LDH) to revoke or deny renewal of a license to a nursing home that has failed to correct a rejected emergency preparedness plan</i>
HB133	TURNER	PRESCRIPTION: Provides relative to the Prescription Monitoring Program Advisory Council	Pending House Health and Welfare	SUPPORT	<i>Permits the Prescription Monitoring Program Advisory Council to conduct meetings electronically and allows members to attend and participate in meeting remotely</i>
HB158	EDMONSTON	LIABILITY/CIVIL: Provides for a limitation of liability relative to the administration of pandemic disease vaccinations	Pending House Civil Law and Procedure	MONITOR	<i>Limits civil liability for refusal to mandate vaccinations for COVID-19 or other pandemic diseases and prohibits the denial of business permits and professional licenses for failure to mandate such vaccines</i>
HB179	WHEAT	TOBACCO/TOBACCO PRODUCTS: Provides relative to the sale of certain vapor products for electronic cigarettes and similar devices	Pending House Judiciary	SUPPORT	<i>Prohibits the sale of certain e-liquid and vapor products</i>
HB181	DEVILLIER	CORONERS: Provides relative to telemedicine access for coroners	Pending House Health and Welfare	MONITOR / OPPOSE	<i>LPMA Opposed; examination may be conducted by any medical professional including coroners, deputy coroners, and assistant coroners, via telemedicine.</i>
HB182	EDMONSTON	VACCINES/VACCINATION: Provides that no person shall be required to receive a COVID-19 vaccine as a condition of enrollment or attendance at any public or nonpublic school	Pending House Education	MONITOR	<i>no person shall be required to receive a COVID-19 vaccine as a condition of initial enrollment or continuing attendance at such a school (public or nonpublic)</i>
HB186	DAVIS	INSURANCE/HEALTH: Provides relative to health insurance coverage for standard fertility preservation services	Pending House Insurance	MONITOR / SUPPORT	**Can put in green card if needed** <i>Requires health coverage benefits for standard fertility preservation services for patients with cancer</i>

HB190	HOLLIS	INSURANCE: Provides relative to employee benefit plans preempted by the Employee Retirement Income Security Act of 1974	Pending House Insurance	MONITOR	<i>DOI bill – possibly oppose</i>
HB200	LAFLEUR	CHILDREN/NEWBORNS: Provides relative to newborn screening for certain genetic conditions	Pending House Health and Welfare	MONITOR / SUPPORT	**Can put in green card if needed** Removes the conditions listed in the state's newborn screening panel and requires the La. Dept. of Health (LDH) to provide a list of genetic conditions in administrative rule for which a newborn child should be tested
HB203	DEVILLIER	TAX/SALES-USE-EXEMPT: (Constitutional Amendment) Provides relative to state sales and use tax exemptions for food for home consumption, residential utilities, and prescription drugs	Pending House Ways and Means	OPPOSE	
HB204	DEVILLIER	TAX/SALES-USE, ST-EXEMPT: Provides relative to the state sales and use tax exemptions for food for home consumption, residential utilities, and prescription drugs	Pending House Ways and Means	OPPOSE	
HB214	DEVILLIER	TAX/STATE: Repeals individual income, corporate income, and corporate franchise taxes and repeals all credits, deductions, exemptions, and exclusions from the taxes	Pending House Ways and Means	MONITOR	
HB235	MOORE	INSURANCE/HEALTH: Provides relative to the guaranteed issue of Medicare supplement policies	Pending House Insurance	MONITOR	<i>Authorizes an individual to purchase a Medicare supplement policy offered through an affiliate of a health insurance issuer</i>
HB249	TURNER	TAX/SALES-USE, LOCAL-EXEM: Exempts prescription drugs and insulin from local sales and use taxes	Pending House Ways and Means	SUPPORT	
HB266	LANDRY	LIABILITY: Provides relative to the civil liability and criminal prosecution of certain pregnancy outcomes	Pending House Civil Law and Procedure	MONITOR	<i>immunity from criminal prosecution and civil liability for pregnant women who experience pregnancy termination</i>
HB272	WILLARD	INSURANCE/HEALTH: Provides relative to maternity support services of doulas	Pending House Insurance	SUPPORT	<i>Requires health insurance coverage for maternity support services provided by a doula</i>
HB289	IVEY	CURRICULA: Provides relative to organ donation instruction in public high schools	Pending House Education	SUPPORT	<i>public high schools to provide at least 30 minutes of annual instruction relative to organ donation as a part of the curriculum of an existing required course.</i>

HB291	CHARLES OWEN	HEALTH CARE/FACILITIES: Provides for visitation policies at certain healthcare facilities and requires that such policies allow for in-person visitation	Pending House Health and Welfare	MONITOR	<i>Creates the "No Patient Left Alone Law" and establishes minimum requirements for in-person visits at certain healthcare facilities</i>
HB319	STAGNI	NURSES: Repeals licensure by endorsement for registered nurses	Pending House Health and Welfare	MONITOR	**TALK TO BAGLEY** <i>eliminating the requirement that an applicant for licensure by endorsement holds a current license issued from the jurisdiction of his last employment</i>
HB320	TURNER	NURSES: Provides relative to nursing education	Pending House Health and Welfare	MONITOR	**POSSIBLY AMEND – TALK TO TURNER** <i>permits a student to register as an LPN if he completes two years of clinical courses in a registered nursing program</i> <i>permits a nursing student who completes a course in the fundamentals of nursing offered by a practical or registered nursing program shall not be required to complete a certified nursing training or competency evaluation program and may register as a certified nurse aide (CNA) in this state</i>
HB329	THOMPSON	CORONERS: Provides relative to the payment of fees for coroner's services	Pending House Judiciary	MONITOR	<i>Defines "municipality" for the purposes of payment for coroner's services and provides for the payment of expenses incurred in the disposition of paupers arranged by the coroners</i>
HB346	BOYD	ABORTION: Provides for exceptions to the abortion laws of this state relative to rape and incest	Pending House Administration of Criminal Justice	MONITOR	<i>termination of a pregnancy that is the result of an act constituting a sex offense as defined in present law shall not be considered an act of abortion</i>

HB351	LANDRY	MEDICAL MARIJUANA: Provides relative to a recommendation of medical marijuana in employment	Pending House Labor and Industrial Relations	MONITOR	<i>a qualifying medical marijuana patient who receives a recommendation from an authorized clinician to use marijuana for a therapeutic use shall not be disqualified from filing a claim for workers' compensation or be disqualified for unemployment compensation benefits</i>
HB372	EDMONSTON	FEDERAL MANDATES: Provides relative to mandates, requirements, recommendations, instructions, or guidance from federal or international organizations	Pending House Health and Welfare	MONITOR	<i>Centers for Disease Control and Prevention (CDC) and the World Health Organization (WHO) do not have jurisdiction in this state or no mandates, recommendations, instructions, or guidance from the CDC and WHO shall be used to justify any mask, vaccine, or medical testing requirements in this state</i>
HB399	EDMONSTON	VACCINES/VACCINATION: Requires that communication issued about immunization requirements include exemption information and applies exemptions not only to students seeking to enter school but also to students attending school	Pending House Education	OPPOSE	<i>exemption not only to students seeking to enter school but also to students attending school Requires that any communication issued to students or their parents or guardians relative to immunization requirements include the text and legal citation of the present law exemption provision</i>
HB403	BROWN	INSURANCE: Authorizes substitution of certain biosimilar biological products relative to step therapy or fail first protocols	Pending House Insurance	OPPOSE	**INSURANCE CAN CHANGE WITHOUT PHYS KNOWLEDGE** <i>adds that a health coverage plan is not prohibited from substituting a biosimilar biological product as designated by the FDA</i>
HB419	TRAVIS JOHNSON	MEDICAID: Provides relative to Medicaid coverage for the Psychiatric Collaborative Care Model	Pending House Health and Welfare	SUPPORT	<i>coverage for mental health and substance abuse services</i>

					<i>delivered through evidence-based, integrated behavioral healthcare models, such as the Psychiatric Collaborative Care Model</i>
HB423	NELSON	TAX: Provides relative to state and local sales and use taxes	Pending House introduction	MONITOR/ OPPOSE	<i>repeals exemptions and exclusions that are currently suspended including those for the following: Medical devices and equipment</i>
HB427	CREWS	HEALTH CARE/FACILITIES: Provides relative to disclosure by healthcare facilities to patients of prices for certain items and services	Pending House Health and Welfare	MONITOR	<i>Requires healthcare facilities to provide a of list prices for many healthcare services and establishes penalties for noncompliance</i>
HB434	MCFARLAND	MEDICAID: Provides relative to the state medical assistance program	Pending House Health and Welfare	SUPPORT	<i>quarterly report entitled the "Healthy Louisiana Claims Report" and establishes requirements for the report</i>
HB435	FREEMAN	MEDICAID: Provides relative to medicaid coverage of chimeric antigen receptor T-cell therapy	Pending House Health and Welfare	MONITOR	
HB459	TRAVIS JOHNSON	HEALTH CARE/PROVIDERS: Provides relative to phlebotomists	Pending House Health and Welfare	OPPOSE	**QUEST DIAGNOSTICS BILL – WHAT IS THE DIFFERENCE IN CERTIFICATE VS LICENSE** expands the scope of a phlebotomist by allowing him to perform and report the results of any waived tests <i>exempts a phlebotomist from certification requirements</i>
HB460	ROBERT OWEN	MEDICAL MARIJUANA: Provides relative to the dispensing of medical marijuana	Pending House Health and Welfare	MONITOR	
HB461	DUBUISSON	ABORTION: Provides relative to exceptions to abortion	Pending House Health and Welfare	MONITOR / SUPPORT	**ADDS DEFINITION OF NON-VIABLE – POSSIBLE AMENDMENTS** <i>abortion is not the performance of a medical procedure to treat a patient who has been diagnosed, in good faith medical judgment and certified</i>

					<p><i>in writing in the woman's medical record, with a pregnancy that has ended or is in the process of ending due to spontaneous miscarriage, also known in medical terminology as spontaneous abortion, missed abortion, inevitable abortion, incomplete abortion, or septic abortion</i></p>
HB463	FIRMMENT	HEALTH/CHILDREN: Prohibits certain procedures to alter the sex of a minor child	Pending House Health and Welfare	MONITOR	<p><i>risks associated with the allowance of irreversible, permanently sterilizing genital gender reassignment surgery outweigh the scientific benefits</i></p> <p><i>prohibits any physician or other medical healthcare professional from performing any gender transition procedures on any person under 18 years of age or referring any person under 18 years of age to any medical doctor for gender transition procedures</i></p> <p><i>prohibits the use of any public funds or funds allocated to any entity, organization, or individual that provides a gender reassignment procedure</i></p> <p><i>excludes gender transition procedures for any person under 18 years of age from healthcare coverage reimbursement</i></p>
HB468	PRESSLY	INSURANCE/HEALTH: Provides relative to utilization review standards and approval procedures for healthcare service claims submitted by healthcare providers	Pending House Insurance	SUPPORT	<p>**LSMS LEGISLATION**</p> <p><i>maintain a documented prior authorization program that utilizes evidenced-based clinical review criteria</i></p>

HB471	FREIBERG	VACCINES/VACCINATION: Provides relative to administration of immunizations and vaccines by pharmacists and other licensees of the La. Board of Pharmacy	Pending House Health and Welfare	OPPOSE	**CHANGES FROM 17 YRS TO 7 YEARS** <i>Authorizes pharmacy interns supervised by pharmacists and certified pharmacy technicians supervised by pharmacists to administer certain immunizations and vaccines; decreases the age threshold above which a person may receive an immunization or vaccine, other than one for influenza, from a licensee of the La. Board of Pharmacy</i>
HB480	DUSTIN MILLER	MEDICAID: Provides for employment of people ages sixteen and over as direct support professionals for Medicaid waivers and services	Pending House Health and Welfare	MONITOR	
HB492	MARINO	TAX: Repeals a tax on marijuana and controlled dangerous substances	Pending House Ways and Means	MONITOR	
HB497	STEFANSKI	CHIROPRACTORS: Provides relative to Louisiana Board of Chiropractic Examiners	Pending House Health and Welfare	MONITOR	<i>qualifications of members and procedures of the La. Board of Chiropractic Examiners (board)</i>
HB522	FREEMAN	ABORTION: Provides relative to abortion	Pending House Administration of Criminal Justice	SUPPORT	<i>Redefines abortion, imposes fines in place of imprisonment when an abortion has been performed, and reduces physician certification requirements for a determination of medical futility</i>
HB548	TURNER	DRUGS/PRESCRIPTION: Provides relative to the 340B drug pricing program	Pending House Health and Welfare	MONITOR	<i>Prohibits discriminatory practices that directly or indirectly limit the monetary benefit that entities participating in the federal 340B Drug Pricing Program receive as result of dispensing drugs discounted by the program</i>
HB549	GLOVER	ABORTION: Provides relative to termination of pregnancy that is the result of certain sex offenses	Pending House Administration of Criminal Justice	MONITOR	<i>Adds rape and incest to the list of acts performed by a physician that shall not be considered an abortion</i>

HB578	GLOVER	HEALTH/SMOKING: Provides relative to a smoking cessation benefits	Pending House Health and Welfare	SUPPORT	<i>Establishes a program to encourage and assist the public to quit smoking</i>
HB582	IVEY	MEDICAID: Provides relative to Medicaid	Pending House Health and Welfare	SUPPORT	<i>Establishes an electronic data interchange for the state's Medicaid program</i>
HB587	MOORE	HEALTH CARE/PROVIDERS: Provides relative to the Louisiana Community Health Worker Workforce Board	Pending House Health and Welfare	MONITOR	<i>Creates the Louisiana Community Health Worker Workforce Board</i>
HB598	NEWELL	ABORTION: Amends definitions relative to the crime of abortion	Pending House Administration of Criminal Justice	MONITOR	<i>Amends definitions relative to the crime of abortion</i>
HB599	DUSTIN MILLER	NURSES: Authorizes certain healthcare practitioners to complete documentation related to illness and end of life treatment	Pending House Health and Welfare	OPPOSE	**ISSUES WITH DISABILITY CERTIFICATION AND END OF LIFE – TALK TO DUSTIN RE: BILL ** <i>Grants advanced practice registered nurses (APRN) and physician assistants (PA) the authority to certify illness and disability of teachers, teaching staff, and bus drivers, and grants APRNs the authority to execute documents pertaining to patients' wishes with respect to end of life care</i>
HB605	SCHEXNAY DER	HEALTH: Provides relative to the regulation of consumable hemp products	Pending House Agriculture, Forestry, Aquaculture, and Rural Development	MONITOR	

HOUSE CONCURRENT RESOLUTIONS

<u>Res. #</u>	<u>Author</u>	<u>Title</u>	<u>Current Status</u>	<u>LAFP Position</u>	<u>Notes</u>
HCR2	SCHEXNAY DER	HOSPITALS: Provides for a hospital stabilization formula	Pending House Appropriations	MONITOR	

SENATE BILLS

<u>Bill</u>	<u>Author</u>	<u>Title</u>	<u>Current Status</u>	<u>LAFP Position</u>	<u>Notes</u>
SB12	FIELDS	PUBLIC HEALTH: Requires an automated external defibrillator on the premises of all educational institutions and at sponsored athletic events. (gov sig)	Pending Senate Education	SUPPORT	
SB14	BERNARD	CONTROL DANGER SUBSTANCE: Provides relative to schedules of the Uniform Controlled Dangerous Substances Law. (8/1/23)	Pending Senate Health and Welfare	MONITOR	<p><i>adds 16 additional substances to Schedule I.</i></p> <p><i>adds Daridorexant to Schedule IV and removes Fenfluramine.</i></p> <p><i>adds Ganaxolone to Schedule V.</i></p> <p><i>updates the structural language for stimulants and synthetic cannabinoids in Schedule I.</i></p>
SB20	MCMATH	HOSPITALS: Provides relative to hospital service districts and scholarships for certain healthcare professionals. (gov sig)	Pending Senate Health and Welfare	MONITOR	<i>combines the two programs into one scholarship program for both nursing and allied health students.</i>
SB29	BOUDREAU X	HEALTH CARE: Provides relative to the use of a surgical smoke plume evacuation system. (8/1/23)	Pending Senate Health and Welfare	OPPOSE	
SB41	MIZELL	TAX/TAXATION: Establishes a tax credit for certain maternal wellness centers. (1/1/24)	Pending Senate Revenue and Fiscal Affairs	MONITOR	<i>authorizes a credit against Louisiana income tax for qualified donations made to an eligible maternal wellness center. The credit shall be an amount equal to 50% of the donation and taken for the taxable year in which the donation is made. The total amount of the credits taken by any taxpayer during any taxable year shall not exceed \$5,000</i>
SB66	FRED MILLS	HEALTH CARE: Provides relative to telehealth services. (1/1/24)	Pending Senate Health and Welfare	MONITOR	**CLEAN-UP BILL – INPERSON PATIENT HISTORY** <i>specifies that telehealth includes a physician's practice of medicine when conducted through electronic communications</i>

					<p>changes the authorization to a requirement for the state agency or professional or occupational licensing board or commission to promulgate rules for telehealth</p> <p>**OPPOSED TO THIS PART OF BILL**</p> <p>exceptions to the requirement for an in-person patient history or physical examination when prescribing a controlled dangerous substance</p>
SB76	FRED MILLS	SPECIAL DISTRICTS: Creates a special medical district in St. Martin Parish. (gov sig)	Pending Senate Local and Municipal Affairs	MONITOR	
SB94	KLEINPETE R	CONTROL DANGER SUBSTANCE: Adds certain substances to the Uniform Controlled Dangerous Substance Law. (8/1/23)	Pending Senate Judiciary C	MONITOR	mitragynine and 7-Hydroxy-mitragynine companion HB14
SB104	STINE	GENETICS: Provides for health insurance coverage of genetic testing for diseases and other medical conditions. (8/1/23)	Pending Senate Insurance	MONITOR	
SB110	TALBOT	INSURANCE POLICIES: Provides for patient's right to prompt coverage. (8/1/23)	Pending Senate Insurance	MONITOR/SUPPORT	
SB135	BARROW	MEDICAID: Provides relative to Medicaid reimbursement for services provided by a licensed midwife. (8/1/23)	Pending Senate Health and Welfare	MONITOR	La. Dept. of Health shall implement a Medicaid reimbursement rate for midwife services that is, at a minimum, 90% of the amount reimbursed to licensed physicians for the provision of the same health services in pregnancy and childbirth
SB139	JIMMY HARRIS	LIABILITY: Provides relative to public health emergencies. (gov sig)	Pending Senate Judiciary A	OPPOSE	immunity to a healthcare provider from being civilly liable for causing the death of, or injury to, any person or damage to any property except in the event of gross negligence or willful misconduct during a state of public health emergency

SB171	FRED MILLS	PHARMACEUTICALS: Creates the pharmacy benefit managers quality incentive program. (gov sig)	Pending Senate Insurance	MONITOR	
SB172	ALLAIN	CONTRACTS: Provides relative to noncompete clauses in employment contracts. (gov sig)	Pending Senate Commerce, Consumer Protection and International Affairs	MONITOR / OPPOSE	**EXCLUDES HOSPITALS AS CURRENTLY WRITTEN** prohibits the restraint of the practice of medicine through contracts, agreements, or provisions that prevent the physician from practicing following the acquisition of a health care facility or change of ownership
SB186	PEACOCK	HEALTH SERVICES: Provides relative to the Occupational Therapy Licensure Compact. (1/1/24)	Pending Senate Health and Welfare	MONITOR	
SB187	KLEINPETE R	CORONERS: Provides relative to cremation of bodies. (8/1/23)	Pending Senate Judiciary B	MONITOR	
SB188	STINE	HEALTH/ACC INSURANCE: Provides for utilization review and approval procedures of claims for health care provider services. (gov sig)	Pending Senate Insurance	SUPPORT	
SB209	JACKSON	ABORTION: Provides with respect to abortion. (8/1/23)	Pending Senate Judiciary C	MONITOR	adds "elective abortion" to the definition of "abortion"
SB210	BOUDREAU X	OPTOMETRY: Provides relative to the practice of optometry. (8/1/23)	Pending Senate Health and Welfare	MONITOR	Adds 3 consumers

SENATE CONCURRENT RESOLUTIONS

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