

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 376

2016 Regular Session

Colomb

KEYWORD AND SUMMARY AS RETURNED TO THE SENATE

HEALTH CARE. Creates the Louisiana Family Caregiver Act. (8/1/16)

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Makes technical corrections.
2. Provides that the hospital must educate the caregiver concerning the aftercare needs of the patient in a manner consistent with the discharge plan.
2. Adds "vicariously or otherwise" to the limitation of liability to any patient.
3. Provides that a hospital, hospital employee, or any consultant or contractor of the hospital will not be liable to a caregiver under certain circumstances.
4. Changes "designated lay caregiver" to "designated caregiver".

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

Proposed law establishes the Louisiana Family Caregiver Act. Further provides requirements for hospitals to give a patient the opportunity to identify a caregiver upon discharge planning. Provides for notice to the designated caregiver and provides for hospital instructions to the caregiver and patient record documentation.

Proposed law provides for noninterference with existing laws on healthcare directives or any other legally authorized rights regarding healthcare decisions.

Proposed law provides that nothing in proposed law can be construed to create a cause of action against a hospital, hospital employee, duly authorized agent of the hospital, or any consultant or contractor of the hospital.

Proposed law provides that a hospital, hospital employee, or any consultant or contractor of the hospital will not be liable, vicariously or otherwise, to any patient under certain circumstances.

Proposed law provides that a hospital, hospital employee, or any consultant or contractor of the hospital will not be liable to a caregiver under certain circumstances.

Proposed law prohibits the caregiver from receiving compensation.

Effective August 1, 2016.

(Adds R.S. 40:1226.1-1226.7)

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