HLS 17RS-845 ORIGINAL

2017 Regular Session

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HOUSE BILL NO. 404

BY REPRESENTATIVES HENSGENS AND BARRAS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

AN ACT

HEALTH CARE: Amends the Polysomnographic Practice Act

2	To amend and reenact R.S. 37:2870(A)(1) and to repeal R.S. 37:2862(11), 2865(A)(3), and
3	2866, relative to the practice of polysomnography; to authorize individuals enrolled
4	in a certified education program to practice polysomnography; to repeal
5	requirements for polysomnographic technicians; to require rulemaking by the
6	Louisiana State Board of Medical Examiners; and to provide for related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 37:2870(A)(1) is hereby amended and reenacted to read as follows:
9	§2870. Prohibitions
10	A.(1) No individual shall engage or attempt to engage in the practice of
11	polysomnography or perform or attempt to perform polysomnograms, unless he
12	holds a license issued the individual is one of the following:
13	(a) Licensed by the Louisiana State Board of Medical Examiners in
14	accordance with the provisions of this Chapter.
15	(b) Enrolled in one of the following:
16	(i) A program accredited by the Commission on Accreditation of Allied
17	Health Education Programs.
18	(ii) A sleep technologist program accredited by the American Board of Sleep
19	Medicine.

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1 (iii) A sleep technologist program approved by the Board of Registered 2 Polysomnographic Technologists. 3 4 Section 2. R.S. 37:2862(11), 2865(A)(3), and 2866 are hereby repealed in their 5 entirety. 6 Section 3. No later than December 31, 2017, the Louisiana State Board of Medical 7 Examiners shall promulgate a notice of intent, in accordance with the Administrative 8 Procedure Act, for all administrative rules and amendments necessary to bring their policies 9 and procedures into conformance with the provisions of this Act.

## **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)]

HB 404 Original

2017 Regular Session

Hensgens

**Abstract:** Authorizes individuals enrolled in certain education programs to practice polysomnography.

<u>Present law</u> prohibits an individual from engaging or attempting to engage in the practice of polysomnography or performing or attempting to perform polysomnograms, unless the individual is licensed by the La. State Bd. of Medical Examiners (LSBME).

<u>Proposed law</u> retains <u>present law</u> but authorizes the practice of polysomnography if the individual is enrolled in one of the following:

- (1) A program accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP).
- (2) A sleep technologist program accredited by the American Board of Sleep Medicine.
- (3) A sleep technologist program approved by the Bd. of Registered Polysomnographic Technologists.

<u>Present law</u> defines "polysomnographic technician" or "permit technician" as an allied health professional who holds a permit issued by the LSBME to practice polysomnography under the direct supervision of the physician or a qualified allied health professional licensed by the LSBME whose scope of practice includes polysomnography.

Proposed law repeals present law.

<u>Present law</u> requires an applicant for a polysomnographic technologist license to demonstrate that the applicant has graduated from a CAAHEP accredited program and has passed an examination that is administered as a component of a certification program that is accredited by a national accrediting organization approved by the LSBME.

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Proposed law repeals present law.

Present law provides for a polysomnographic technician permit.

Proposed law repeals present law.

Requires the LSBME to promulgate a notice of intent for all administrative rules and amendments necessary to bring their policies and procedures into conformance with the provisions of this proposed law no later than Dec. 31, 2017.

(Amends R.S. 37:2870(A)(1); Repeals R.S. 37:2862(11), 2865(A)(3), and 2866)