

2018 Regular Session

HOUSE BILL NO. 443

BY REPRESENTATIVE SMITH

1 AN ACT

2 To amend and reenact R.S. 40:1216.1(A)(4)(a), relative to the procedures for medical
3 treatment of a victim of a sexually-oriented criminal offense; to provide for the
4 protection of a victim who is aged seventeen or younger; to provide for the
5 requirements of mandatory reporting to law enforcement; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 40:1216.1(A)(4)(a) is hereby amended and reenacted to read as
9 follows:

10 §1216.1. Procedures for victims of a sexually-oriented criminal offense; immunity;
11 regional plans; maximum allowable costs; definitions

12 A. All licensed hospitals and healthcare providers in Louisiana shall adhere
13 to the following procedures in the event that a person, male or female, presents
14 himself or herself or is presented for treatment as a victim of a sexually-oriented
15 criminal offense:

16 * * *

17 (4)(a) Notwithstanding any other provisions of this Section, if any person
18 ~~sixteen~~ seventeen years old or younger presents himself or herself or is presented for
19 treatment as a victim of a sexually-oriented criminal offense, the hospital or
20 healthcare provider shall immediately notify the appropriate law enforcement
21 official. The appropriate law enforcement official shall have seven days from the

1 receipt of the notification to retrieve any evidence collected by the hospital pursuant
2 to this Subparagraph.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____