

## RÉSUMÉ DIGEST

ACT 739 (HB 853)

2024 Regular Session

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Existing law requires the La. Dept. of Health (LDH) to be composed of the executive office of the secretary, the office of management and finance, the office of public health, the office of behavioral health, the office for citizens with developmental disabilities, the office of aging and adult services, the office on women's health and community health, and such other offices as created by existing law.

New law adds the office of the surgeon general to existing law.

Existing law requires officers of LDH to be the secretary, the undersecretary, the deputy secretary, if one is appointed, and assistant secretaries, each of whom shall be selected in accordance with existing law.

New law adds the surgeon general to existing law.

Existing law further provides that no person serving as a secretary, deputy secretary, undersecretary, or assistant secretary shall receive any additional salary from the state other than that salary he receives for his service in such offices.

New law adds the surgeon general to existing law.

New law creates the position of surgeon general, office of the surgeon general, within LDH and requires his appointment by the governor with consent from the state Senate. New law further provides for his salary.

New law requires the surgeon general to be a licensed and practicing physician in this state and to continue to be qualified throughout his term in office. New law further requires him to be an employee of LDH.

New law requires the surgeon general to serve as the chief medical officer of LDH and the state's leading advocate for wellness and disease prevention. New law further requires the surgeon general to serve as the state health officer.

New law provides that the surgeon general shall have the responsibility of providing medical and clinical guidance and recommendations to LDH and directly to the governor upon request.

New law requires the surgeon general to perform certain functions under the general control and supervision of the governor and in accordance with existing law and new law.

New law requires the surgeon general to direct and be responsible for the functions of the office of the surgeon general within LDH.

New law outlines the purpose, duties, and functions of the surgeon general and the office of surgeon general, which includes all of the following:

- (1) Collect, manage, and analyze health data and statistics to formulate public health policy and planning for this state.
- (2) Promote the health of all residents and visitors in this state.
- (3) Coordinate with other agencies, offices, medical schools, boards, commissions, task forces, and other associations on health care initiatives for this state.
- (4) Provide an annual report to the governor, to the legislature, and to the secretary of LDH.

Existing law provides that each office within LDH, except the office of management and finance, shall be under the immediate supervision and direction of an assistant secretary.

New law adds the surgeon general to the list of assistant secretaries under the immediate supervision of the assistant secretary and otherwise retains existing law.

New law requires the office of surgeon general to be responsible for leading and coordinating efforts of LDH that are intended to provide clinical and medical guidance and recommendations to improve health outcomes for all residents of this state.

New law allows LDH to consolidate efforts on healthcare provisions and outcomes for all programs within LDH as deemed appropriate by the secretary of LDH in consultation with the surgeon general.

Existing law requires the state health officer to be a licensed and practicing physician in this state and continue to be qualified during his term of office.

New law further requires him to be a full-time employee of LDH.

New law requires the surgeon general to be appointed by the governor and to serve as the state health officer.

New law permits the surgeon general to collaborate with the secretary on any order, rule, or regulation issued by the state health officer.

Existing law defines "state health officer" as the secretary of LDH or his designee.

New law redefines "state health officer" to mean the surgeon general appointed by the governor as provided in new law.

New law adds the surgeon general to the list of positions that, if filled by a physician, are exempt from the ethical standards that prohibit payments for nonpublic services.

Effective upon signature of governor (June 19, 2024).

(Amends R.S. 36:251(C)(1), 252(A) and (B), and 257(A) and R.S. 40:2 and 1281.1(intro. para.) and (8); Adds R.S. 36:254.4 and 258(M) and R.S. 42:1123.2(D)(6))