

Regular Session, 2014

HOUSE BILL NO. 736

BY REPRESENTATIVE JAMES

BOARDS/COMMISSIONS: Provides relative to the Louisiana Commission on HIV, AIDS, and Hepatitis C

1 AN ACT

2 To amend and reenact R.S. 40:2018.1(A), (B), and (G), relative to the Louisiana  
3 Commission on HIV, AIDS, and Hepatitis C; to change the composition and  
4 membership of the commission; to provide for an extension of the termination date;  
5 and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:2018.1(A), (B), and (G) are hereby amended and reenacted to  
8 read as follows:

9 §2018.1. Louisiana Commission on HIV, AIDS<sub>1</sub> and Hepatitis C

10 A. There shall be established within the office of the governor a commission  
11 which shall be designated the "Louisiana Commission on HIV, AIDS<sub>1</sub> and Hepatitis  
12 C", composed of ~~forty-four~~ thirty-five members, as provided in Subsection B of this  
13 Section.

14 B.(1) ~~Twenty-nine~~ Twenty-three members shall serve at the governor's  
15 pleasure and shall be appointed by the governor as follows:

16 (a)(i) Two persons infected with the human immunodeficiency virus (HIV),  
17 at least one of whom represents a racial or ethnic subpopulation.

18 (ii) Two persons infected with hepatitis C, where one person is co-infected  
19 with HIV, and at least one of whom represents a racial or ethnic subpopulation.

1 (b)(i) Two representatives from community-based provider organizations  
2 providing services to persons infected with the human immunodeficiency virus, one  
3 of which represents a racial or ethnic subpopulation.

4 (ii) Two medically qualified representatives from a medical provider or  
5 community-based provider organizations providing services to persons infected with  
6 hepatitis C or HIV, one of which represents a racial or ethnic subpopulation.

7 (c) One representative from the Louisiana Primary Care Association.

8 ~~(d) Two representatives from the Ryan White Consortia.~~

9 ~~(e)~~ (d) Two representatives from the statewide HIV ~~Prevention~~ Community  
10 Planning Group.

11 ~~(f) One physician representative from the Louisiana State Medical Society.~~

12 ~~(g) One physician representative from the Louisiana Medical Association.~~

13 ~~(h)~~ (e) One nurse representative from the Louisiana Nursing Association,  
14 serving patients with HIV or hepatitis C.

15 ~~(i)~~ (f) One social worker representative from the Louisiana Chapter of the  
16 National Association of Social Workers.

17 ~~(j) One representative from the Louisiana Association of Substance Abuse~~  
18 ~~Counselors and Trainers.~~

19 ~~(k)~~ (g) ~~Four Ryan White Care Act~~ Five Ryan White HIV/AIDS Treatment  
20 Modernization Act grantees consisting of one ~~Title I Part A~~ Title I Part A grantee, one ~~Title II Part~~  
21 B grantee, one ~~Title III Part C~~ Part C grantee, ~~and one Title IV Part D grantee.~~, and one

22 ~~(l) One representative of the Ryan White CARE Act Delta Region AIDS and~~  
23 ~~Education Training Center.~~

24 ~~(m) One representative from the Louisiana Dental Association.~~

25 ~~(n) One representative from the Pelican Dental Association.~~

26 ~~(o) One representative from the Louisiana State Board of Pharmacy.~~

27 ~~(p)~~ (h) One representative from the Louisiana Psychological Association.

28 ~~(r)~~ (i) One representative from the Louisiana ~~Interchurch Conference~~ faith-  
29 based community.

1           ~~(t)~~ (j) One representative from ~~the Louisiana State University School of~~  
2 ~~Dentistry~~ a dental provider serving patients with HIV or hepatitis C.

3           (k) The president of the Louisiana State Medical Society or his designee.

4           (l) The president of the Louisiana Hospital Association or his designee.

5           (2) Ten members shall be appointed by the governor by virtue of their  
6 position as follows:

7           ~~(a) The superintendent of the Department of Education or his designee~~ The  
8 state superintendent of education or his designee.

9           ~~(3)~~ (b) The secretary of the Department of Public Safety and Corrections or  
10 his designee.

11           ~~(4)~~ (c) Four representatives from the Department of Health and Hospitals,  
12 who have knowledge of policies related to HIV, AIDS, and hepatitis C, and who  
13 work in the office of public health, office of behavioral health, and the office of  
14 health services financing, respectively.

15           ~~(5)~~ (d) The commissioner of the Department of Insurance or his designee.

16           ~~(6) The secretary of the Department of Health and Hospitals or his designee.~~

17           ~~(7)~~ (e) The ~~chancellor~~ dean of the Louisiana State University School of  
18 Medicine or his designee who has an affiliation with the Infectious Disease  
19 Department.

20           ~~(8)~~ (f) The ~~chancellor~~ dean of the Tulane University School of Medicine or  
21 his designee who has an affiliation with the Infectious Disease Department.

22           ~~(9)~~ (g) The dean of ~~Xavier University College~~ one of the Colleges of  
23 Pharmacy in Louisiana or his designee who has an affiliation with the HIV/AIDS or  
24 hepatitis C practice.

25           (3) Two members shall be appointed as follows:

26           ~~(10)~~ (a) One member of the Senate appointed by the president of the Senate.

27           ~~(11)~~ (b) One member of the House of Representatives appointed by the  
28 speaker of the House of Representatives.

29           ~~(12) The commissioner of administration or his designee.~~

1                   ~~(13) The medical director of Louisiana State University Health Care Services~~  
 2                   ~~Division or his designee.~~

3                   ~~(14)~~ (4) The governor shall strive for diversity in geography, race, sex, and  
 4                   educational background in appointing members to the commission. Each member  
 5                   appointed by the governor shall serve at his pleasure and shall be subject to Senate  
 6                   confirmation. The legislative members shall serve at the pleasure of the presiding  
 7                   officer of the respective legislative body.

8   \*           \*           \*

9                   G. The commission shall terminate on September 1, ~~2014~~ 2017.

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#### 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)]

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James

HB No. 736

**Abstract:** Changes the composition of the La. Commission on HIV, AIDS, and Hepatitis C.

Present law establishes the "La. Commission on HIV, AIDS, and Hepatitis C" and provides for the membership of the commission.

Proposed law retains present law but changes the composition of the board to decrease the amount of members from 44 to 35, as follows:

- (1) 23 members shall serve at the governor's pleasure and shall be appointed by the governor as follows:
  - (a) Two persons infected with the human immunodeficiency virus (HIV), at least one of whom represents a racial or ethnic subpopulation.
  - (b) Two persons infected with hepatitis C, where one person is co-infected with HIV, and at least one of whom represents a racial or ethnic subpopulation.
  - (c) Two representatives from community-based provider organizations providing services to persons infected with HIV, one of which represents a racial or ethnic subpopulation.
  - (d) Two medically qualified representatives from a medical provider or community-based provider organizations providing services to persons infected with hepatitis C or HIV, one of which represents a racial or ethnic subpopulation.
  - (e) A representative from the La. Primary Care Association.
  - (f) Two representatives from the statewide HIV Community Planning Group.

- (g) A nurse representative from the La. Nursing Association, serving patients with HIV or hepatitis C.
  - (h) A social worker representative from the La. Chapter of the National Association of Social Workers.
  - (i) Five Ryan White HIV/AIDS Treatment Modernization Act grantees consisting of at least one Part A grantee, one Part B grantee, one Part C grantee, one Part D grantee, and a representative of the Delta Region AIDS and Education Training Center.
  - (j) A representative from the La. Psychological Association.
  - (k) A representative from the La. faith-based community.
  - (l) A representative from a dental provider serving patients with HIV or hepatitis C.
  - (m) The president of the La. State Medical Society or his designee.
  - (n) The president of the La. Hospital Association or his designee.
- (2) 10 members shall be appointed by the governor by virtue of their position as follows:
- (a) The state superintendent of education or his designee.
  - (b) The secretary of the Dept. of Public Safety and Corrections or his designee.
  - (c) Four representatives from the Dept. of Health and Hospitals, who have knowledge of policies related to HIV, AIDS, and hepatitis C, and who work in the office of public health, office of behavioral health, and the office of health services financing, respectively.
  - (d) The commissioner of the Dept. of Insurance or his designee.
  - (e) The dean of the LSU School of Medicine or his designee who has an affiliation with the Infectious Disease Department.
  - (f) The dean of the Tulane University School of Medicine or his designee who has an affiliation with the Infectious Disease Department.
  - (g) The dean of one of the Colleges of Pharmacy in La. or his designee who has an affiliation with the HIV/AIDS or hepatitis C practice.
- (3) Two members shall be appointed as follows:
- (a) A member of the Senate appointed by the president of the Senate.
  - (b) A member of the House of Representatives appointed by the speaker of the House of Representatives.

Proposed law changes the termination date of present law from Sept. 1, 2014 to Sept. 1, 2017.

(Amends R.S. 40:2018.1(A), (B), and (G))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Health and Welfare to the original bill.

1. Added the president of the La. State Medical Society or his designee to the commission.
2. Made technical changes.

House Floor Amendments to the engrossed bill.

1. Made technical changes.
2. Changed the representative of the La. Hospital Association from a member of the association to the president of the association or his designee.