

RÉSUMÉ DIGEST

ACT 369 (HB 341)

2017 Regular Session

Dustin Miller

New law changes the heading of Title 28 of the La. Revised Statutes of 1950 from "Mental Health" to "Behavioral Health".

New law defines "behavioral health" as a term which is used to refer to both mental health and substance use.

New law amends existing law relative to behavioral health, mental health, treatment of mental illness and substance-related and addictive disorders, and facilities for and providers of such treatment to reflect current healthcare practices.

New law amends existing law to institute new terminology and definitions of terms in laws pertaining to behavioral health and mental health.

New law revises existing law to reflect current healthcare practices and terminology relative to the following:

- (1) Healthcare services for persons with mental illness and substance-related and addictive disorders.
- (2) Care and treatment of persons with behavioral health needs, and facilities for and providers of such care and treatment.
- (3) Administration of state psychiatric hospitals.

New law repeals prior law that provided for the following:

- (1) The defined term "informal voluntary admission" and its corresponding definition.
- (2) A behavioral health implementation advisory committee which was dissolved on July 1, 2011.
- (3) Delivery of inpatient and outpatient services at the New Orleans Adolescent Hospital by the La. Department of Health.
- (4) Authorization for the governing body of a treatment facility to grant staff membership, specifically delineated institutional privileges, or both, to any duly licensed, certified, or registered healthcare provider.
- (5) A requirement that a reputable woman attendant accompany a female patient while traveling.
- (6) Authorization for the superintendent of a mental institution to release an improved patient on convalescent status subject to certain conditions.
- (7) Penalties for maltreatment of a patient of a mental institution.
- (8) The Uniform Act for the Extradition of Persons of Unsound Mind.
- (9) Authorization for the superintendents of state mental institutions, and other persons whom the superintendents may deputize, to make arrests for the violation of laws designed to protect the property and patients of the institutions.

New law makes technical changes and corrections in existing law relative to mental health and behavioral health.

Effective August 1, 2017.

(Amends R.S. 17:1607, the heading of Title 28 of the La. Revised Statutes of 1950, the heading of Ch. 1 of Title 28 of the La. Revised Statutes of 1950, R.S. 28:1, 2(1), (7), (9), (10), (14), (17), (20), (21), (26), (29), and (32)(a) and (b), 3, the heading of Part I-A of Ch.

1 of Title 28 of the La. Revised Statutes of 1950, R.S. 28:11, 12, 13(intro. para.), (1), and (3)-(5), 14, 15(A)(intro. para.), (3), (9), and (B), the heading of Part II of Ch. 1 of Title 28 of the La. Revised Statutes of 1950, R.S. 28:21(A) and (B), 21.1, 22(B)(intro. para.) and (C)(1), 22.5, 22.7(A), 22.9, 23, 25, 25.1(A), (C)(1)(a)(intro. para.) and (v), (b), (c), (2)(a)(iv), and (D), 25.2, the heading of Part III of Ch. 1 of Title 28 of the La. Revised Statutes of 1950, R.S. 28:50(1), (3), (4), and (6), 51(C), 51.1(A)(1), 52(A)-(C), (G)(2)(a), and (H)(2), 52.2, 52.3, 52.4(A)-(C), 53(A), (B)(1) and (2)(b) and (d)(intro. para.), (G)(2) and (6), (J), (K)(1), and (L)(1) and (3), 53.2(A)(intro. para.) and (1), (B), (C)(3), and (F), 54(A) and (D)(1)(intro. para.), and (a) and (3), 55(B), (E)(1) and (3)-(5), (F), (G), (I), and (J), 56(A)(1)(a) and (2)(b), (B), (C), and (G), 59(A), (C), and (D), 62, 64(F), 67(1) and (3), 69(A)(1), 70(A), (B)(intro. para.) and (1), and (E)(2)(f), 71(B), (C), (E), and (F), 72(A), 73, 91-93, 94(A), 96(A)-(C) and (E)-(H), 96.1(A), (B), and (D)-(F), 97-100, 101-145, 146(A), 147, the heading of Part VI of Ch. 1 of Title 28 of the La. Revised Statutes of 1950, R.S. 28:171(C)(4)(a) and (D)(5), 171.1(intro. para.) and (5)-(8), 172-181, 183, 184, 185(A), 200-202, 215.2(1)(intro. para.) and (2), 215.3(A) and (B), 215.4(A), the heading of Part X of Ch. 1 of Title 28 of the La. Revised Statutes of 1950, R.S. 28:221(1)-(6), (8), (9), and (11)-(13), 222-225, 227(A), (C), and (E), 228, 229(A) and (C), 230(A)(intro. para.) and (2)(a) and (d)(i), (B), and (C), 232, 233(2), 234(intro. para.) and (2), the heading of Ch. 5 of Title 28 of the La. Revised Statutes of 1950, R.S. 28:475, 476, 477(1) and (3)(a)(intro. para.) and (b), 478(A), the heading of Ch. 11 of Title 28 of the La. Revised Statutes of 1950, R.S. 28:771, 772(A)(1) and (2)(c) and (B), the heading of Ch. 15 of Title 28 of the La. Revised Statutes of 1950, R.S. 28:841(A), 911(1), 913(A)(2) and (3), 915(A)(3), and 931(B)(2), R.S. 36:258(C) and 259(C)(10) and (16), R.S. 40:1237.1(A)(9)(a)(ii)(intro. para.) and 2142(A), C.Cr.P. Arts. 648(A)(1) and (B)(1), 657, 657.1(A)(4), and 657.2(A), and Ch.C. Art. 1404(9); Adds R.S. 28:2(33)-(39); Repeals R.S. 28:2(11), 22.4, 22.10, 52.1, 95, 100.1, 182, 501-506, and 561)