

2018 Regular Session

HOUSE BILL NO. 445

BY REPRESENTATIVE STOKES

HEALTH: Provides relative to the Louisiana Licensed Professional Vocational Rehabilitation Counselors Board of Examiners

1 AN ACT

2 To amend and reenact R.S. 37:3444(A) through (C) and 3445(D), relative to the Louisiana
3 Licensed Professional Vocational Rehabilitation Counselors Board of Examiners; to
4 revise the name of a professional association referred to in laws relative to the board;
5 to provide for the adoption of a code of professional ethics; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 37:3444(A) through (C) and 3445(D) are hereby amended and
9 reenacted to read as follows:

10 §3444. Louisiana Licensed Professional Vocational Rehabilitation Counselors
11 Board of Examiners

12 A. There is hereby created in the Louisiana Department of Health the
13 Louisiana Licensed Professional Vocational Rehabilitation Counselors Board of
14 Examiners, hereafter referred to as the "board", consisting of five members, who
15 shall be residents of the state of Louisiana. The members shall be appointed by the
16 governor from a list of qualified candidates supplied by the Louisiana International
17 Association of Rehabilitation Professionals Professionals-Louisiana, as specified in
18 this Section, ~~within sixty days after July 14, 1988, to serve the following terms: one~~
19 ~~member for a term of two years, two members for terms of three years, and two~~
20 ~~members for terms of four years. Thereafter, each~~ Each term shall be for four years.

1 Each appointment by the governor shall be submitted to the Senate for confirmation.

2 B. The membership of the board shall consist of three licensed professional
3 vocational rehabilitation counselors and two individuals from the public at large.
4 ~~The original professional membership of the board shall be qualified to be licensed~~
5 ~~under this Chapter, except that the initial professional members shall be persons who~~
6 ~~have rendered rehabilitation counseling for at least three years. Within thirty days~~
7 ~~after July 14, 1988, the executive committee of the Louisiana Association for~~
8 ~~Rehabilitation Professionals shall submit to the governor a list of qualified~~
9 ~~candidates for the board.~~ The board shall perform such duties and exercise such
10 powers as this Chapter prescribes and confers upon it. No member of the board shall
11 be individually liable for any act or omission resulting in damage or injury arising
12 out of the exercise of his judgment in the formation and implementation of policy
13 while acting as a member of the board, provided he was acting in good faith and
14 within the scope of his official functions and duties, unless the damage or injury was
15 caused by his willful or wanton misconduct.

16 C. No board member shall serve more than two full consecutive terms.
17 Subsequent appointments to the board shall be made ~~in the manner of the original~~
18 ~~appointments, including the submission of~~ by the governor from a list of qualified
19 candidates by the executive committee of the ~~Louisiana Association for~~ International
20 Association of Rehabilitation Professionals ~~Professionals-Louisiana~~. Any board
21 member may be removed by the governor or majority vote of the board, after notice
22 and hearing, for incompetence, neglect of duty, malfeasance in office, or moral
23 turpitude. Any vacancy occurring in board membership, other than by expiration of
24 term, shall be filled for the remainder of the unexpired term by the governor within
25 thirty days from a list of qualified candidates supplied by the ~~Louisiana Association~~
26 ~~for International Association of Rehabilitation Professionals~~ Professionals-Louisiana.

27 * * *

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 §3445. Board meetings; procedures; powers and duties

2 * * *

3 D. The board shall adopt such rules, regulations, and examination procedures
4 as it may deem necessary to effect the provisions in this Chapter. The board shall
5 adopt the ~~Code of Ethics of the National Association for Rehabilitation Professionals~~
6 ~~in the Private Sector~~; Commission on Rehabilitation Counselor Certification Code
7 of Professional Ethics including any revisions or additions deemed appropriate or
8 necessary by the board.

9 * * *

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 445 Reengrossed 2018 Regular Session Stokes

Abstract: Revises the names of professional associations referred to in laws relative to the La. Licensed Professional Vocational Rehabilitation Counselors Board of Examiners.

Present law creates the La. Licensed Professional Vocational Rehabilitation Counselors Board of Examiners. Provides that the members of the board are appointed by the governor from a list of candidates supplied by the La. Association of Rehabilitation Professionals.

Proposed law retains present law and updates the name of the professional association which supplies the list of candidates for the board from La. Association of Rehabilitation Professionals to International Association of Rehabilitation Professionals-La.

Present law requires the board to adopt the Code of Ethics of the National Association for Rehabilitation Professionals in the Private Sector. Proposed law revises present law to require the board to adopt the Commission on Rehabilitation Counselor Certification Code of Professional Ethics.

(Amends R.S. 37:3444(A)-(C) and 3445(D))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Delete outdated provisions of present law concerning appointments to and seating of the original board in 1988.
2. Make technical changes.