

2018 Regular Session

SENATE BILL NO. 506

BY SENATOR MILLS

HEALTH SERVICES. Provides relative to the clinical laboratory personnel committee.
(8/1/18)

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AN ACT

To amend and reenact the introductory paragraph of R.S. 37:1314(B), the introductory paragraph of (C)(1), (1)(d), (e), (f), (g), and (h), the introductory paragraph of (C)(2), (C)(3), and (D), (E), (F), (G), (H), and (I), to enact R.S. 37:1314 (B)(5), (C)(1)(f)(iii), (i) and (j), and (2)(d), and to repeal R.S. 37:1314(J), relative to the Clinical Laboratory Personnel Committee of the Louisiana State Board of Medical Examiners; to provide for committee membership; to repeal provisions relative to the initial appointment of committee members; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. The introductory paragraph of R.S. 37:1314(B), the introductory paragraph of (C)(1), (1)(d), (e), (f), (g), and (h), the introductory paragraph of (C)(2), (C)(3), and (D), (E), (F), (G), (H), and (I) are hereby amended and reenacted and R.S. 37:1314(B)(5), (C)(1)(f)(iii), (i) and (j), and (2)(d) are hereby enacted to read as follows:

§1314. Clinical Laboratory Personnel Committee; creation; membership; qualification; appointment; term; vacancy; officers; meetings; reimbursement

* * *

1 B. The committee shall consist of ~~twelve~~ **fifteen** members. The board shall
2 appoint ~~four~~ **five** members of the committee, subject to Senate confirmation, as
3 follows:

4 * * *

5 **(5) One university administrator from a Louisiana Community and**
6 **Technical College appointed from a list of three names submitted by the**
7 **Louisiana Community and Technical College System.**

8 C.(1) The governor shall appoint ~~eight~~ **ten** members of the committee,
9 subject to Senate confirmation, as follows:

10 * * *

11 (d) **One clinical laboratory scientist-generalist, not holding a degree**
12 **above the associate level.**

13 ~~(e)~~ One clinical laboratory scientist-technician.

14 ~~(e)~~**(f)** One clinical laboratory scientist-specialist appointed from a list of ~~four~~
15 **six** names compiled by the submission of two names from each of the following ~~two~~
16 **three** organizations:

17 * * *

18 **(iii) The American Association of Bioanalysts, for nomination of a**
19 **Louisiana member.**

20 ~~(f)~~**(g)** One clinical laboratory scientist-generalist who is in a supervisory or
21 administrative capacity appointed from a list of three names submitted by the
22 Louisiana Hospital Association.

23 ~~(g)~~**(h)** One cytotechnologist appointed from a list of three names submitted
24 by the Clinical Laboratory Personnel Association.

25 ~~(h)~~**(i)** One laboratory assistant who shall be a member of the ~~International~~
26 ~~Society for Clinical Laboratory Technology~~ **American Association of Bioanalysts**
27 appointed from a list of three names submitted by the Louisiana Hospital
28 Association.

29 **(j) One consumer member selected from the state at large.**

1 (2) Each clinical laboratory personnel member of the committee enumerated
 2 in Subparagraphs (a) through ~~(d)~~ (e) of Paragraph (1) shall be appointed from ~~four~~
 3 five respective lists of ~~six~~ eight names each compiled by the submission of two
 4 names from each of the following ~~three~~ four organizations:

5 * * *

6 (d) The American Association of Bioanalysts, for nomination of a
 7 Louisiana member.

8 (3) ~~The initial appointments shall include eight individuals eligible for~~
 9 ~~licensure under this Part.~~ Each member appointed to the committee shall be a
 10 resident of this state and shall have been actively engaged in the practice of clinical
 11 laboratory science in his field of specialty or clinical laboratory science education
 12 for five years immediately prior to appointment. ~~After January 1, 1995, all~~ All
 13 clinical laboratory personnel appointed to the committee shall be licensed under this
 14 Part.

15 ~~D. The initial members of the committee shall be appointed no later than~~
 16 ~~October 1, 1993. If any of the designated associations fail to submit a list of~~
 17 ~~nominees by September 1, 1993, the board or governor shall appoint the respective~~
 18 ~~member of the committee without the nomination list established by this Section.~~

19 ~~E. Initial appointments to the committee shall be for terms as follows: the two~~
 20 ~~physicians, two clinical laboratory scientist-generalists, one laboratory assistant, and~~
 21 ~~the hospital administrator shall be appointed for two years; two clinical laboratory~~
 22 ~~scientist-generalists and one clinical laboratory scientist-specialist, one clinical~~
 23 ~~laboratory scientist-technician and the cytotechnologist shall be appointed for one~~
 24 ~~year. Thereafter, a member~~ Appointees shall serve for a ~~three year~~ three-year term.
 25 No member shall serve more than two consecutive ~~three year~~ three-year terms. No
 26 two members who are employed in the same clinical laboratory shall serve
 27 concurrently.

28 ~~F.E.~~ Any vacancy occurring in the membership of the committee shall be
 29 filled for the unexpired term in the same manner as the original appointment.

1 G.~~F.~~ The board may remove any member for misconduct, incompetence, or
2 neglect of duty, after a hearing and upon the recommendation by a majority vote of
3 the committee and the board.

4 H.~~G.~~ The committee shall ~~hold its initial meeting no later than December 1,~~
5 ~~1993, and shall~~ meet at least semi-annually ~~thereafter~~, on a date and at a time and
6 place as it may designate. The committee may meet at such other times as deemed
7 necessary by the chairman or by the majority of its members. Reasonable notice of
8 all meetings shall be given in the manner prescribed by the committee. ~~Six~~ **Eight**
9 voting members of the committee shall constitute a quorum at any meeting for the
10 transaction of business.

11 I.~~H.~~ ~~At the initial meeting of the committee~~ **Annually**, the committee shall
12 elect from its membership a chairman and such other officers as it deems necessary
13 to carry out the duties and functions of the committee. The board member sitting on
14 the committee shall not be eligible to serve as an elected officer of the committee.
15 Each officer shall serve a ~~one-year~~ **one-year** term. In the event an officer is unable
16 to complete his term, the chairman shall appoint a successor to fill the unexpired
17 term. ~~Thereafter, the committee shall elect officers annually.~~

18 J.~~I.~~ Each member of the committee shall receive reimbursement for actual
19 expenses and mileage at the same rate set by the division of administration for state
20 employees under the provisions of R.S. 39:231, for each day in actual attendance at
21 committee meetings or for representing the committee in an official
22 committee-approved activity.

23 Section 2. R.S. 37:1314(J) is hereby repealed.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Christine Arbo Peck.

DIGEST

SB 506 Original 2018 Regular Session Mills
Present law establishes the Clinical Laboratory Personnel Committee, consisting of 12
members, within the LSBME. Proposed law increases the number of members to 15.

Present law provides for four appointments by the board. Proposed law adds one board
appointment position for a university administrator from the Louisiana Community and
Technical College System.

Present law provides for eight members appointed by the governor. Proposed law adds two gubernatorial appointment positions for a clinical laboratory scientist-generalist who does not have higher than an associate degree, and a consumer member.

Proposed law adds the American Association of Bioanalysts as a nominating organization submitting names of clinical scientist-specialists to the governor.

Present law provides for initial appointments to the committee. Proposed law repeals these provisions.

Effective August 1, 2018.

(Amends R.S. 37:1314(B)(intro para), (C)(1)(intro para), (1)(d), (e), (f), (g), and (h), (C)(2)(intro para), (C)(3), and (D),(E), (F), (G), (H), and (I); adds R.S. 37:1314(B)(5), (C)(1)(f)(iii), (i) and (j), and (2)(d); repeals R.S. 37:1314(J))