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**HOUSE COMMITTEE AMENDMENTS**

2022 Regular Session

Amendments proposed by House Committee on Health and Welfare to Original House Bill  
No. 968 by Representative Phelps

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1 AMENDMENT NO. 1

2 On page 1, after "R.S. 36:259(B)(13)" and before "and to" insert "and R.S. 44:4.1(B)(26)"

3 AMENDMENT NO. 2

4 On page 1, line 7, after "of the registry;" delete the remainder of the line and delete line 8  
5 in its entirety and insert in lieu thereof the following:

6 "to authorize access to data in the registry; to provide for a public records exception;  
7 to require"

8 AMENDMENT NO. 3

9 On page 3, delete lines 5 through 7 in their entirety and insert in lieu thereof the following:

10 "Upon making a diagnosis of sickle cell disease, a healthcare provider shall  
11 provide to the department data regarding the individual who has been diagnosed with  
12 the disease. The form and manner of the data shall be prescribed by the department  
13 by rule duly promulgated in accordance with the Administrative Procedure Act."

14 AMENDMENT NO. 4

15 On page 3, line 8, delete "Entities authorized to access" and insert in lieu thereof "Use of"

16 AMENDMENT NO. 5

17 On page 3, delete lines 9 through 19 in their entirety and insert in lieu thereof the following:

18 "A. The secretary of the department shall facilitate access to data in the  
19 registry as provided for in rule.

20 B. Notwithstanding any other provision of law to the contrary, the  
21 department or its agent may access medical and vital records in the custody of  
22 physicians, hospitals, clinics, other healthcare providers, and the office of public  
23 health in order that it may conduct sickle cell disease studies. The data contained in  
24 the registry as well as all such medical and vital records obtained by the department  
25 or its agent in accordance with the provisions of this Subsection, as well as the  
26 results of any sickle cell disease study, shall be confidential and shall not be  
27 available for subpoena, nor shall such information be disclosed, discoverable, or  
28 compelled to be produced in any civil, criminal, administrative, or other proceeding  
29 nor shall such records be deemed admissible as evidence in any civil, criminal,  
30 administrative, or other tribunal or court for any reason. Nothing in this Subsection  
31 shall prohibit the publishing by the department of statistical compilations relating to  
32 sickle cell disease which do not identify individual cases or individual physicians,  
33 hospitals, clinics, or other healthcare providers."

34 AMENDMENT NO. 6

35 On page 4, delete lines 1 through 8 in their entirety and insert in lieu thereof the following:

1       "necessary to support the facilitation of care coordination for sickle cell patients,  
2       assist in reducing the wait times to access healthcare services, and assist in  
3       promoting continuity of care for young people who age out of Louisiana Children's  
4       Health Insurance Program coverage."

5       AMENDMENT NO. 7

6       On page 4, at the end of line 16, change "facilities" to "providers"

7       AMENDMENT NO. 8

8       On page 5, between lines 4 and 5, insert the following:

9           "Section 3. R.S. 44:4.1(B)(26) is hereby amended and reenacted to read as follows:

10       §4.1. Exceptions

11   \*       \*       \*

12           B. The legislature further recognizes that there exist exceptions, exemptions,  
13           and limitations to the laws pertaining to public records throughout the revised  
14           statutes and codes of this state. Therefore, the following exceptions, exemptions, and  
15           limitations are hereby continued in effect by incorporation into this Chapter by  
16           citation:

17   \*       \*       \*

18                   (26) R.S. 40:3.1, 31.14, 31.27, 39.1, 41, 73, 95, 96, 526, 528, 973.1, 978.2.1,  
19           1007, 1061.21, 1079.18, 1081.10, 1105.6, 1105.8, 1125.14, 1133.8, 1168.3, 1171.4,  
20           1203.4, 1231.4, 1379.1.1(D), 1379.3, 2009.8, 2009.14, 2010.5, 2017.9, 2018, 2018.5,  
21           2019, 2020, 2106, 2109.1, 2138, 2175.7(B)(1), 2532, 2845.1

22   \*       \*       \*"

23       AMENDMENT NO. 9

24       On page 5, at the beginning of line 5, change "Section 3.(A)" to "Section 4.(A)"

25       AMENDMENT NO. 10

26       On page 5, at the beginning of line 26, change "Section 4." to "Section 5."