

2022 Regular Session

HOUSE BILL NO. 1061 (Substitute for House Bill No. 520 by Representative Hughes)

BY REPRESENTATIVE HUGHES AND SENATOR BARROW

1 AN ACT

2 To amend and reenact R.S. 40:1216.1(G) and to enact R.S. 40:1216.1(A)(10), relative to
3 procedures for victims of sexually-oriented criminal offenses; to provide for
4 emergency contraception; to provide for informational materials relating to
5 emergency contraception; to provide for definitions; to provide for an effective date;
6 and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 40:1216.1(G) is hereby amended and reenacted and R.S.
9 40:1216.1(A)(10) is hereby enacted to read as follows:

10 §1216.1. Procedures for victims of a sexually-oriented criminal offense; immunity;
11 regional plans; maximum allowable costs; definitions

12 A. All licensed hospitals and healthcare providers in Louisiana shall adhere
13 to the following procedures in the event that a person, male or female, presents
14 himself or herself or is presented for treatment as a victim of a sexually-oriented
15 criminal offense:

16 * * *

17 (10)(a) The victim shall be provided with information about emergency
18 contraception which shall be developed and made available electronically to all
19 licensed hospitals in this state through the Louisiana Department of Health's website
20 and by paper form upon request to the department.

21 (b) The treating healthcare provider shall inform the victim of the option to
22 be provided emergency contraception at the hospital or healthcare facility and, upon

1 sexual assault programs and other appropriate stakeholders, may also approve informational
2 materials from other sources for the purposes of this Act. The informational materials shall
3 meet all of the following requirements:

4 (1) Be medically and factually accurate and objective.

5 (2) Be clearly written and readily comprehensible in a culturally competent manner
6 as the department, in collaboration with community sexual assault programs and other
7 relevant stakeholders, deems necessary to inform survivors of sexual assault.

8 (3) Explain the nature of emergency contraception, including its use, safety, efficacy,
9 and availability.

10 Section 3. This Act shall become effective on January 1, 2023.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____