

ACT No. 382

2022 Regular Session

HOUSE BILL NO. 335

BY REPRESENTATIVE DUPLESSIS

1 AN ACT

2 To amend and reenact R.S. 28:2(13) and 69(B)(2), to enact R.S. 28:2(40), and to repeal R.S.
3 28:68(C), relative to behavioral health; to provide for a definition of the term
4 "psychiatric deterioration"; to amend the definition of "gravely disabled"; to provide
5 for certain regulations regarding a Physician's Report to Court or an affidavit from
6 certain mental health professionals; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 28:2(13) and 69(B)(2) are hereby amended and reenacted and R.S.
9 28:2(40) is hereby enacted to read as follows:

10 §2. Definitions

11 Whenever used in this Title, the masculine shall include the feminine, the
12 singular shall include the plural, and the following definitions shall apply:

13 * * *

14 (13) "Gravely disabled" means the condition of a person who is unable to
15 provide for his own basic physical needs, such as essential food, clothing, medical
16 care, ~~and~~ or shelter, as a result of serious mental illness or a substance-related or
17 addictive disorder and is unable to survive safely in freedom or protect himself from
18 serious physical harm or significant psychiatric deterioration. The term also includes
19 incapacitation by alcohol, which means the condition of a person who, as a result of
20 the use of alcohol, is unconscious or whose judgment is otherwise so impaired that
21 he is incapable of realizing and making a rational decision with respect to his need
22 for treatment.

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