

RÉSUMÉ DIGEST

ACT 162 (HB 243)

2022 Regular Session

Bagley

Existing law provides for the review of medical malpractice claims by a medical review panel comprised of three health care providers and one attorney. Further provides for the appointment of the attorney member by the parties or, if the parties fail to appoint the attorney member, the selection by the clerk of the La. Supreme Court.

New law retains existing law.

Prior law prohibited judges of the City Court of Houma, the City Court of Shreveport, City Court of Monroe, City Court of Alexandria, the First and Second City Courts of the city of New Orleans, and the Municipal and Traffic Court of New Orleans from engaging in the practice of law.

New law authorizes those judges to practice law for the limited purpose of serving as the attorney member on a medical review panel, except for judges of the City Court of Houma.

To facilitate selection of the attorney member of a medical review panel, existing law authorizes the office of the clerk of the La. Supreme Court to draw five names at random from the list of eligible attorneys and requires that the names of judges, magistrates, district attorneys, and assistant district attorneys be excluded if drawn and new names drawn in their place.

New law removes city court judges from the list of attorneys whose names shall be excluded if drawn.

Effective August 1, 2022.

(Amends R.S. 13:1875(7), (10)(c), and 12(e), 2152(C), and 2492(A)(7) and (E) and R.S. 40:1231.8(C)(1)(a) and 1237.2(C)(1)(a))