

ACT No. 369

2023 Regular Session

HOUSE BILL NO. 459

BY REPRESENTATIVE TRAVIS JOHNSON

1 AN ACT

2 To amend and reenact R.S. 37:1313(D) and 1318(A) and to repeal R.S. 37:1315(A)(1),
3 relative to the certification of phlebotomists; to permit a phlebotomist to practice
4 without a certification in certain circumstances; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 37:1313(D) and 1318(A) are hereby amended and reenacted to read
7 as follows:

8 §1313. Exemptions to licensure

9 * * *

10 D. This Part shall not apply to any individual performing phlebotomy or
11 acting as a phlebotomist employed by or acting under the direction and supervision
12 of a physician licensed by the board, ~~a~~ or employed by one of the following:

13 (1) A clinic operated by a licensed health care provider;

14 (2) a A hospital, a nursing home, or other licensed health care
15 facility.

16 (3) A testing location or laboratory licensed or certified under the
17 Clinical Laboratory Improvement Amendments of 1988, if the facility
18 provides at least five calendar days of phlebotomist training and two calendar
19 weeks of on-the-job training.

20 * * *

21 §1318. Licensure and certification; examination; application

22 A. ~~Effective January 1, 1995, no~~ No individual shall act as, or perform the
23 duties of a clinical laboratory scientist-generalist, clinical laboratory
24 scientist-specialist, clinical laboratory scientist-technician, laboratory assistant, or

1 cytotechnologist, unless that individual possesses a current license issued pursuant
 2 to this Part or is exempt from the provisions of this Part. ~~Effective January 1, 1995,~~
 3 ~~no~~ No individual shall act as or perform the duties of a phlebotomist unless that
 4 individual possesses a current certificate issued pursuant to this Part or is exempt
 5 from the provisions of this Part. Each license or certificate shall be effective for the
 6 calendar year beginning January first and ending December thirty-first in which it
 7 is issued.

* * *

9 Section 2. R.S. 37:1315(A)(1) is hereby repealed in its entirety.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____