

HOUSE SUMMARY OF SENATE AMENDMENTS

HB 602

2024 Regular Session

Davis

HEALTH: Provides relative to stock emergency medications

Synopsis of Senate Amendments

1. Changes listing of medications provided in proposed law from exclusive to illustrative.
2. Allows the secretary of the La. Dept. of Health to appoint a designee to issue a standing order for the prescription of a life-saving medication if the secretary is not a physician.
3. Requires the designee of the secretary to be a physician who is employed by the La. Dept. of Health to issue the standing order outlined in proposed law.
4. Requires the La. Dept. of Health to promulgate rules in accordance with present law to implement the provisions of proposed law.
5. Requires the rules promulgated by the La. Dept. of Health to include a list of life-saving medications that may be prescribed, dispensed, and maintained in accordance with proposed law.
6. Clarifies liability provision in proposed law.
7. Makes technical corrections.

Digest of Bill as Finally Passed by Senate

Proposed law defines "life-saving medications", "qualified entity", and "trained personnel".

Proposed law allows a licensed healthcare professional authorized to prescribe life-saving medications maintained in the name of a qualified entity for use.

Proposed law allows a licensed pharmacist and physician to dispense life-saving medications in accordance with a prescription issued pursuant to proposed law.

Proposed law allows a qualified entity to maintain a stock supply of life-saving medications in accordance with a prescription issued pursuant to proposed law.

Proposed law allows a qualified entity to authorize trained personnel to administer life-saving medications to an individual on the qualified entity's premises or during a qualified entity-affiliated activity with whom the trained personnel believes in good faith is experiencing a medical emergency. Proposed law further allows such training to be performed by a medical emergency training organization, a registered nurse, or a licensed physician.

Proposed law requires a standing protocol for a licensed healthcare professional authorized to dispense or prescribe the necessary medication, regardless of whether the individual has a prescription for a life-saving medication.

Proposed law allows the qualified entity to enter into arrangements with manufacturers of life-saving medications or third-party suppliers of life-saving medications to obtain life-saving medications at fair-market, free, or reduced prices.

Proposed law exempts the following persons and entities from being liable for damages in a civil action for injury, death, or loss to person or property that allegedly arises from an act or omission associated with the administration or self-administration of a life-saving medication, unless such act or omission was the result of willful or wanton misconduct:

- (1) A qualified entity.
- (2) A qualified entity's employee, agent, or volunteer.
- (3) A licensed healthcare professional authorized to prescribe or dispense life-saving medications.
- (4) A training organization and its personnel.

Proposed law authorizes the secretary of the La. Dept. of Health to issue a standing order for the prescription of life-saving medications on a state-wide basis under certain conditions that he determines to be in the best interest of the people in this state. Proposed law further authorizes the secretary of the La. Dept. of Health to appoint a designee if the secretary is not a physician and establishes certain requirements for the designee to issue a standing order on behalf of the secretary in accordance with proposed law.

Proposed law requires the La. Dept of Health to promulgate rules to implement proposed law. Proposed law further requires the rules promulgated by the La. Dept. of Health to include a list of life-saving medications that may be prescribed, dispensed, and maintained in accordance with proposed law.

(Adds R.S. 40:1142)