

HOUSE COMMITTEE AMENDMENTS

2025 Regular Session

Amendments proposed by House Committee on Health and Welfare to Original House Bill
No. 138 by Representative Dewitt

AMENDMENT NO. 1

On page 1, delete lines 1 through 9 in their entirety and insert the following:

"To amend and reenact R.S. 37:1263(B), (C)(1)(a), and (D) and 1270(A)(9), to enact R.S. 37:1263(D)(4), and to repeal R.S. 37:1263(C)(2) and (E), relative to the Louisiana State Board of Medical Examiners; to provide for the membership of the board; to provide for the qualifications of the members of the board; to provide authority to appoint members of the board; to repeal cause for removal from the board; to provide duties of the board; to provide for an effective date; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 11 through 13 and insert the following:

"Section 1. R.S. 37:1263(B), (C)(1)(a), and (D) and 1270(A)(9) are hereby amended and reenacted and R.S. 37:1263(D)(4) is enacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 17 through 19 and pages 2 through 3 in their entirety and insert the following:

B. The board shall consist of ten voting members, all appointed by the governor and subject to Senate confirmation as follows:

(1) ~~Two members from a list of names submitted by the Louisiana State Medical Society. One of the members so appointed shall practice in a parish or municipality with a population of less than twenty thousand people. One member who is a physician from each of the nine administrative regions of the Louisiana Department of Health.~~

(2) ~~One member from a list of names submitted by the Louisiana State University Health Sciences Center at New Orleans. At least every other member appointed from a list provided for in this Paragraph shall be a minority appointee. Nothing in this Paragraph shall preclude consecutive minority appointments from lists provided for in this Paragraph. One member who is a non-physician healthcare professional whose profession is regulated by the board.~~

(3) ~~One member from a list of names submitted by the Louisiana State University Health Sciences Center at Shreveport. At least every other member appointed from a list provided for in this Paragraph shall be a minority appointee. Nothing in this Paragraph shall preclude consecutive minority appointments from lists provided for in this Paragraph.~~

(4) ~~One member from a list of names submitted by the Tulane Medical School.~~

(5) ~~Two members from a list submitted by the Louisiana Medical Association.~~

(6) ~~One member from a list submitted by the Louisiana Academy of Family Practice Physicians.~~

(7) ~~One member from a list submitted by the Louisiana Hospital Association. At least every other member appointed from a list provided for in this Paragraph shall be a minority appointee. Nothing in this Paragraph shall preclude consecutive minority appointments from lists provided for in this Paragraph.~~

~~(8) One consumer member. At least every other consumer member appointed to the board shall be a minority appointee. Nothing in this Paragraph shall preclude consecutive minority appointments of consumer members. The consumer member of the board shall possess all of the qualifications for consumer members provided in this Section and shall have all of the rights and privileges conferred by this Section.~~

C.(1) Each physician member of the board shall, at the time of appointment, meet all of the following qualifications:

(a) Has been a resident of this state for not less than ~~six months~~ five years.

* * *

D.

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(4) Each member shall serve at the pleasure of the governor and under the auspices of the Louisiana Department of Health.

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§1270. Duties and powers of the board

A. The board shall:

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(9) ~~Appoint~~ Consult with the executive director who shall hire a director of investigations to act as the lead investigator for any complaint regarding a physician received by the board or any investigation regarding a physician initiated by the board upon its own motion in accordance with R.S. 37:1285.2(A). The director of investigations shall recommend disciplinary action or other appropriate response to the outcome of an investigation for any licensee to the board as needed to remediate problems, improve care, or protect the public. The director of investigations shall serve at the pleasure of the board and be answerable directly to the board. The director of investigations shall be prohibited from concurrently serving as the executive director of the board. Any person ~~appointed~~ hired by the board to serve as director of investigations shall be a Louisiana-licensed physician who maintains board certification and has engaged in the active practice of medicine for at least five years.

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Section 2. R.S. 37:1263(C)(2) and (E) are hereby repealed in their entirety.

Section 3. The first member appointed by the governor as a non-physician healthcare professional member of the Louisiana State Board of Medical Examiners shall be a physician assistant who shall serve a four-year term.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."