

HOUSE SUMMARY OF SENATE AMENDMENTS

HB 1249

2026 Regular Session

Jackson

HEALTH/SCHOOL CLINICS: Provides relative to school-based health center services provided to students

Synopsis of Senate Amendments

1. Deletes proposed law requirement that school-based health center services be permitted during school hours if the student's parent or legal guardian has requested such services and a healthcare provider determines that evaluation or treatment is necessary during school hours.
2. Deletes proposed law requirement that a school-based health center notify a student's parent or legal guardian prior to providing services unless the services are routine in nature.

Digest of Bill as Finally Passed by Senate

Proposed law provides that if a student's parent or legal guardian or a student who has reached the age of majority consents to medically necessary school-based health center services, no school administrator or other school employee shall prohibit the student from accessing the services.

Proposed law provides that proposed law applies to school-based health center services provided on a school campus through a school-based health center or other provider arrangement but that nothing in proposed law shall be construed to require any public school governing authority or school to establish or provide such services.

Proposed law requires the governing authority of any public school where school-based health center services are available to students to adopt and make available to the public a policy that shall not create onerous requirements for healthcare providers resulting in a delay or barrier to the provision of medically necessary school-based health center services and that, at a minimum, shall provide the following:

- (1) Healthcare providers who are licensed, certified, or registered by their applicable licensing, certification, or registration board, who provide documentation of having passed a criminal background check conducted by the La. State Police, and who are in good standing with the applicable board shall not be required by a public school governing authority to complete an additional criminal background check in order to begin providing school-based health center services.
- (2) A public school governing authority may not prohibit a health evaluation, assessment, or authorized treatment plan from being performed on school property in order to establish medical necessity or deliver medically necessary services. The school and the school-based health center shall work collaboratively, in accordance with the school's policy, to create a student visitation and treatment schedule that meets the medical needs of the student, complies with the healthcare provider's ethical code of conduct, and considers the impact on the school's operations and the student's instructional time and testing schedules.
- (3) A school-based health center shall not be required to enter into a consent to release information agreement with a public school governing authority that requires the disclosure of protected health information, and any information shared by a center with a public school governing authority shall be limited to nonclinical information necessary for care coordination, student safety, or compliance with applicable law and shall be subject to all applicable state and federal confidentiality requirements.

- (4) The determination of the need for health evaluation and school-based health center services shall be made by a healthcare provider acting within the scope of his professional license, and no school employee who is not licensed to provide healthcare services shall determine whether a student may receive an evaluation or treatment by a healthcare provider.
- (5) A parent or legal guardian may, at any time, revoke consent granted for a student to receive school-based health center services.

Proposed law further provides:

- (1) The failure of a public school governing authority to adopt a policy shall not be cause to prohibit the provision of school-based health center services to a student as provided in proposed law.
- (2) Any school-based health center services provided by a governing authority as provided in proposed law shall be delivered by healthcare providers licensed, certified, or registered by their applicable health profession licensing board.

Proposed law provides that nothing in proposed law shall be construed to conflict with or interfere with a student's access to behavioral health services provided pursuant to present law (R.S. 17:173).

(Adds R.S. 17:171.1 and 3996(B)(24))