

Regular Session, 2011

SENATE BILL NO. 65

BY SENATOR CHEEK

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

HEALTH CARE. Provides for an exception to the prohibition against employing a nonlicensed person or licensed ambulance personnel when such person has been convicted of certain criminal offenses. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 40:1300.53(C)(2), relative to nonlicensed persons and licensed
3 ambulance personnel; to provide for an exemption to the prohibition on employing
4 a nonlicensed person or licensed ambulance personnel when such person has been
5 convicted of certain offenses; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:1300.53(C)(2) is hereby amended and reenacted to read as
8 follows:

9 §1300.53. Refusal to hire or contract; termination of employment; exemption;
10 appeal procedure; waiver

11 * * *

12 C. * * *

13 ~~(2) The provisions of this Subsection shall not apply to an employee or~~
14 ~~contract provider who has been employed for twenty-four months of the preceding~~
15 ~~thirty-six months~~ **The provisions of this Section shall not apply to a nonlicensed**
16 **person or licensed ambulance personnel who was working under a waiver**
17 **granted under the law in effect prior to August 15, 2010, so long as that person**

1 **continues to be employed for the employer who granted the waiver and the**
2 **person began employment for the employer prior to August 15, 2010**, or a person
3 who has received a pardon of the conviction.

4 Section 2. This Act shall become effective upon signature by the governor or, if not
5 signed by the governor, upon expiration of the time for bills to become law without signature
6 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
7 vetoed by the governor and subsequently approved by the legislature, this Act shall become
8 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Greg Waddell.

DIGEST

Proposed law clarifies an exemption in present law which allows certain employers to employ a nonlicensed person or licensed ambulance personnel when such person has been convicted of certain offenses if that person has remained employed with the same employer since August 15, 2010, and the person was employed prior to August 15, 2010.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 40:1300.53(C)(2))