

2016 Regular Session

HOUSE BILL NO. 718

BY REPRESENTATIVE HUNTER

HEALTH CARE/FACILITIES: Requires certain licensed medical facilities to be equipped with backup generators

1 AN ACT

2 To enact Part I-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be  
3 comprised of R.S. 40:2050, relative to licensed medical facilities; to require certain  
4 licensed medical facilities to maintain certain emergency equipment; to provide for  
5 annual certification; to authorize a fine for violation; to provide for an effective date;  
6 and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Part I-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of  
9 1950, to be comprised of R.S. 40:2050, is hereby enacted to read as follows:

10 PART I-A EMERGENCY PLANNING STANDARDS

11 §2050. Licensed facilities; backup generator

12 Every facility licensed pursuant to the provisions of this Chapter shall be  
13 equipped with an operable backup generator of sufficient size to support and  
14 maintain necessary life-sustaining medical equipment. The Department of Health  
15 and Hospitals shall verify annually that each licensed facility is operating in  
16 compliance with these provisions. Any licensed facility found to be operating  
17 without the equipment required by this Section shall be assessed a fine of five  
18 thousand dollars.

1           Section 2. This Act shall become effective on July 1, 2016; if vetoed by the governor  
2 and subsequently approved by the legislature, this Act shall become effective on July 1,  
3 2016, or on the day following such approval by the legislature, whichever is later.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 718 Original

2016 Regular Session

Hunter

**Abstract:** Requires certain medical facilities to be equipped with operable backup generators.

Proposed law requires facilities licensed pursuant to the provisions of this Chapter shall be equipped with an operable backup generator of sufficient size to support and maintain necessary life-sustaining medical equipment. Further requires annual verification by the Dept. of Health and Hospitals and a \$5K fine for noncompliance.

Present law requires licensing for the following medical facilities:

- (1) Hospitals
- (2) Home Health Care Providers
- (3) End Stage Renal Disease Facilities
- (4) Home and Community-Based Service Providers
- (5) Adult Day Care Providers
- (6) Adult Brain Injury Facilities
- (7) Adult Day Health Care Providers
- (8) Nursing Facilities and Skilled Nursing Facility Units
- (9) Ambulatory Surgical Centers
  - Behavioral Health Services Providers
- (10) Adult Residential Care Providers
- (11) Trauma Centers
- (12) Outpatient Abortion Facilities
- (13) Intermediate Care Facilities for Persons with Developmental Disabilities
- (14) Crisis Receiving Centers
- (15) Hospices
- (16) Pediatric Day Health Care Facilities

- (17) Community-Based Health Care Program
- (18) Community-Based and Rural Health Care Program
- (19) Health Care Clinics in Rural Parishes
- (20) Rural Health Clinics
- (21) Pain Management Clinics

Effective July 1, 2016.

(Adds R.S. 40:2050)