

ACT No. 372

2021 Regular Session

HOUSE BILL NO. 79

BY REPRESENTATIVE MCMAHEN

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AN ACT

To amend and reenact R.S. 28:2(39)(a)(introductory paragraph) and R.S. 40:2155(B), relative to treatment facilities for mental health patients; to provide a definition; to provide for service locations of certain treatment facilities; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 28:2(39)(a)(introductory paragraph) is hereby amended and reenacted to read as follows:

§2. Definitions

* * *

(39)(a) "Treatment facility" means any public or private hospital, retreat, institution, mental health center, or facility licensed by the state in which any person who has a mental illness or person who is suffering from a substance-related or addictive disorder is received or detained as a patient or client. The term includes Veterans Administration and public health hospitals and forensic facilities. "Treatment facility" includes but is not limited to the following, and shall be selected with consideration of first, medical suitability; second, least restriction of the person's liberty; third, nearness to the patient's usual residence; ~~and~~ fourth, financial or other status of the patient; and fifth, patient's expressed preference, except that such considerations shall not apply to forensic facilities:

* * *

1 Section 2. R.S. 40:2155(B) is hereby amended and reenacted to read as follows:

2 §2155. Licensure of behavioral health services providers

3 * * *

4 B.(1) A license issued to a behavioral health services provider shall be valid
5 for only one geographic location and shall be issued only for the person and premises
6 named in the license application.

7 (2) The geographic service location for a public or private behavioral health
8 services provider licensed pursuant to this Part shall be defined to include the parish
9 in which the provider's business office is located, any parish contiguous to the parish
10 in which the provider's business office is located, and any distance within a fifty mile
11 radius of the provider's business office.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____