2018 Regular Session

ACT No. 405

SENATE BILL NO. 75

BY SENATOR BOUDREAUX

1	AN ACT
2	To amend and reenact R.S. 40:978(F)(2), relative to the prescription monitoring program;
3	to provide for prescriber notice from his licensing board upon first failure to comply
4	with certain statutory requirements; to provide for a complaint against the prescriber
5	upon second and subsequent failures to comply with certain statutory requirements;
6	and to provide for related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. $40:978(F)(2)$ is hereby amended and reenacted to read as follows:
9	§978. Prescriptions
10	* * *
11	F. * * *
12	* * *
13	(2) The provisions of this Subsection shall be enforced by the health
14	profession licensing board that regulates the prescriber. Each health profession
15	licensing board that regulates prescribers shall promulgate rules and regulations in
16	accordance with the Administrative Procedure Act to comply with the mandate in
17	this Subsection. If a health profession licensing board becomes aware of a
18	prescriber's first failure to comply with this Subsection, as verified by the data of
19	the Prescription Monitoring Program, the board shall notify the prescriber of
20	the relevant statutory requirements and inform the prescriber of the need to
21	correct or amend his prescribing practices to comply with the provisions of this
22	Subsection. If a health profession licensing board becomes aware of a second or
23	subsequent failure to comply with this Subsection, as verified by the data of the

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Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

SB NO. 75

ENROLLED

1	Prescription Monitoring Program, the board shall treat the notification as a
2	complaint against the licensee, but shall not consider such notice as evidence of
3	deviation from standard of care.
4	* * *

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PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____