

Regular Session, 2010  
HOUSE BILL NO. 264

# ACT No. 568

BY REPRESENTATIVE WILLMOTT

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AN ACT

To amend and reenact R.S. 40:1299.39(A)(1)(a)(ii)(introductory paragraph) and 1299.41(A)(10), relative to medical malpractice; to provide for certain persons to be included in the definition of health care provider under the private and state medical malpractice acts; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:1299.39(A)(1)(a)(ii)(introductory paragraph) and 1299.41(A)(10) are hereby amended and reenacted to read as follows:

§1299.39. Definitions and general application

A. As used in this Part:

(1)(a) "State health care provider" or "person covered by this Part" means:

\* \* \*

(ii) A person acting in a professional capacity in providing health care services, by or on behalf of the state, including but not limited to a physician, psychologist, coroner, and assistant coroner who is a licensed physician when acting solely in accordance with the Mental Health Law as provided in R.S. 28:50 et seq., provided that the premium costs of such malpractice coverage shall be the responsibility of the coroner's office, dentist, registered nurse, licensed practical nurse, nurse practitioner, clinical nurse specialist, pharmacist, optometrist, podiatrist, physical therapist, ~~laboratory or X-ray technician~~, occupational therapist, licensed respiratory therapist, licensed radiologic technologist, licensed clinical laboratory



1 member, shareholder, or agent thereof acting in the course and scope of his employment.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_