

2022 Regular Session

HOUSE BILL NO. 479

BY REPRESENTATIVE FRIEMAN

HEALTH/MEDICAL TREATMENT: Provides relative to a patient's rights to certain medical treatments

1 AN ACT

2 To enact Subpart E of Part IV of Subchapter A of Chapter 5-D of Title 40 of the Louisiana
3 Revised Statutes of 1950, to be comprised of R.S. 40:1177.1, relative to patients'
4 rights; to provide for those with medical power of attorney; to provide for emergency
5 privilege; to provide access to a physician for the administration of medication; to
6 limit hospital liability; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Subpart E of Part IV of Subchapter A of Chapter 5-D of Title 40 of the
9 Louisiana Revised Statutes of 1950, comprised of 40:1177.1, is hereby enacted to read as
10 follows:

11 SUBPART E. RIGHT TO MEDICATION ACCESS BY HOSPITAL PATIENTS

12 §1177.1. Request for medication; emergency privilege

13 A. Notwithstanding any provision of law to the contrary, any person with
14 medical power of attorney who requests a hospital staff member to administer any
15 particular medication shall be granted emergency privilege and access to a physician
16 within twenty-four hours of the request for the sole and limited purpose of
17 administering the requested medication.

18 B. Any hospital that acts in accordance with the provisions of Subsection A
19 of this Section shall not be held liable for any harm to a patient resulting from the
20 administration of the requested medication.

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)]

HB 479 Original

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Frieman

Abstract: Grants emergency privilege and access to a physician when any person with medical power of attorney requests the administration of certain medications and limits hospital liability.

Proposed law provides that any person with medical power of attorney who requests a hospital staff member to administer any particular medication shall be granted emergency privilege and access to a physician.

Proposed law requires that access to a physician be provided within 24 hours of the request for the administration of medication.

Proposed law states that the physician shall be requested for the sole and limited purpose of administering the requested medication.

Proposed law provides that hospitals that act in accordance with provisions of proposed law shall not be held liable for any harm to a patient resulting from the administration of the requested medication.

(Adds R.S. 40:1177.1)