

Regular Session, 2011

SENATE BILL NO. 152

BY SENATOR MICHOT

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

HEALTH SERVICES. Provides for requirements of advertising by physicians. (8/15/11)

1 AN ACT

2 To enact R.S. 37:1285(A)(32), relative to the Louisiana State Board of Medical Examiners;  
3 to provide for advertisement requirements by physicians; to provide for causes for  
4 which the board may refuse to issue, or may suspend or revoke, any license or  
5 permit, or impose probationary or other restrictions on the license of a physician; and  
6 to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 37:1285(A)(32) is hereby enacted to read as follows:

9 §1285. Causes for nonissuance; suspension; revocation; or the imposition of  
10 restrictions; fines; reinstatement; publication of action; stays

11 A. The board may refuse to issue, or may suspend or revoke any license or  
12 permit, or impose probationary or other restrictions on any license or permit issued  
13 under this Part for the following causes:

14 \* \* \*

15 **(32) Holding oneself out to the public in any manner as being certified**  
16 **or eligible for certification by a public or private board or parent association,**  
17 **including but not limited to a multidisciplinary board or association or "board**

- 1           **certified", unless all of the following criteria are satisfied:**
- 2                       **(a) The full name of the board from which the physician is certified or**
- 3                       **eligible for certification and the name of the specialty or subspecialty is included**
- 4                       **in the advertisement.**
- 5                       **(b) The board or association meets any of the following qualifications:**
- 6                               **(i) The board or association is an American Board of Medical Specialties**
- 7                               **member board.**
- 8                               **(ii) The board or association has been approved by the Louisiana State**
- 9                               **Board of Medical Examiners.**
- 10                              **(iii) A board or association with an Accreditation Council for Graduate**
- 11                              **Medical Education approved postgraduate training program that provides**
- 12                              **complete training in that specialty or subspecialty.**

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Greg Waddell.

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DIGEST

Proposed law adds certain advertisements by physicians as cause for the Louisiana State Board of Medical Examiners to refuse to issue, or may suspend or revoke, any license or permit, or impose probationary or other restrictions on the license of the physician.

Effective August 15, 2011.

(Adds R.S. 37:1285(A)(32))