

SENATE BILL NO. 81

BY SENATOR CLAITOR

1 AN ACT

2 To enact R.S. 13:3734(H), relative to coroners; to provide relative to coroners'
3 investigations; to provide relative to certain biological fluids or samples; to provide
4 relative to the release of biological fluids or samples to coroners; to provide relative
5 to custodians of records; to provide relative to liability; to provide for exceptions;
6 and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 13:3734(H) is hereby enacted to read as follows:

9 §3734. Privileged communication between health care provider and patient

10 * * *

11 **H. Notwithstanding any provision of law to the contrary, when**
12 **conducting any investigation, the coroner or his authorized agents or employees**
13 **may obtain any blood, urine, or other biological fluids or samples which he**
14 **deems relevant to the investigation, the records of which would otherwise be**
15 **available to the coroner pursuant to Subsection F of this Section. Such blood,**
16 **urine, or other biological fluids or samples may be made available to him by the**
17 **custodian thereof without the necessity of authorization, subpoena, or court**
18 **order. No health care provider, custodian of records, or officer, employee, or**
19 **agent thereof shall be held civilly or criminally liable for the release of a**
20 **deceased patient's blood, urine, or other biological fluids or samples, including**

1 any communication defined herein, when that disclosure is made pursuant to
2 a request by the coroner or his authorized agents or employees.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____