

Regular Session, 2008

HOUSE BILL NO. 862

BY REPRESENTATIVE RICHMOND

MENTAL HEALTH: Establishes a mental health registry within the Department of Health and Hospitals

1 AN ACT

2 To enact R.S. 28:581, relative to mental health records; to establish a mental health records
3 registry in the office of mental health of the Department of Health and Hospitals; to
4 authorize the secretary of the Department of Health and Hospitals to direct the
5 registry; to authorize the secretary to promulgate rules and regulations; to provide
6 for the domicile of the registry; to provide for the accessibility of the registry; and
7 to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 28:581 is hereby enacted to read as follows:

10 §581. Mental health records registry; establishment; general authority and duties of
11 the secretary of the Department of Health and Hospitals; domicile;
12 accessibility of registry

13 A. There is hereby established a central mental health records registry within
14 the office of mental health of the Department of Health and Hospitals. The registry
15 shall be provided for as established in this Section and through rules and regulations
16 promulgated in accordance with the Administrative Procedure Act.

17 B. The mental health records registry shall be directed by the secretary of the
18 Department of Health and Hospitals, who shall enforce this Section and the
19 regulations made pursuant thereto and shall investigate all cases of irregularity in
20 preparation and filing of mental health records.

1 C. Subject to the provisions of this Section, the secretary of the Department
 2 of Health and Hospitals shall make and amend, after due notice and hearing, in
 3 accordance with the provisions of the Administrative Procedure Act, regulations
 4 necessary for the efficient performance of a single adequate system of mental health
 5 records for this state and shall give instructions for collecting, transcribing,
 6 compiling, analyzing, reporting, and preserving mental health records.

7 D. The domicile of the mental health records registry shall be in the parish
 8 of East Baton Rouge.

9 E. The mental health records registry shall only be accessible to the secretary
 10 of the Department of Health and Hospitals, the office of mental health, qualified
 11 health care providers, certified first responders, and law enforcement officials.

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)]

Richmond

HB No. 862

Abstract: Establishes a central mental health records registry within the office of mental health of the Dept. of Health and Hospitals (DHH).

Proposed law establishes a central mental health records registry within the office of mental health of DHH.

Proposed law authorizes the secretary of DHH to direct the mental health records registry. Further allows the secretary to investigate all cases of irregularity in preparation and filing of mental health records.

Proposed law authorizes the secretary to promulgate and adopt rules and regulations necessary to provide for the efficient performance of a single adequate system of mental health records for this state. Authorizes the secretary to provide instructions on collecting, transcribing, compiling, analyzing, reporting, and preserving mental health records.

Proposed law provides for the domicile of the mental health records registry in East Baton Rouge Parish.

Proposed law only allows the mental health records registry to be accessible to the secretary of DHH, the office of mental health, qualified health care providers, certified first responders, and law enforcement officials.

(Adds R.S. 28:581)