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Department of Health and Hospitals Board of Medical Examiners

Public Hearing—Substantive Changes to Proposed Rule Amendments—Physician Practice; Unprofessional Conduct (LAC 46:XLV.7603)

The board published a Notice of Intent to amend its rules in the October 20, 2014 edition of the *Louisiana Register* (LR 40:2069-2070). The notice solicited comments. As a result of the board's consideration of the comments it proposed substantive changes. Pursuant to R.S. 49:968H(2) a public hearing was scheduled (LR 41:294-295) but subsequently cancelled to consider additional changes. After further review the board has decided to defer proceeding at this time on the amendments original proposed in §7603A.9 (e.g., holding one's self out as a *specialist*) and proceed only with the proposed amendments to §7603A.11. No fiscal or economic impact will result from the amendments proposed in this notice. As substantively amended, this provision will read as set forth below:

Title 46

PROFESSIONAL AND OCCUPATIONAL STANDARDS

Part XLV. Medical Professions

Subpart 3. Practice

Chapter 76. Definition of Enforcement Terms

Subchapter B. Unprofessional Conduct

§7603. Unprofessional Conduct

A. - A.10.f. ...

11. *Self-Treatment; Treatment of Immediate Family Members*—except in cases of emergency, physicians shall not prescribe controlled substances for themselves or their immediate family members. As respects a physician, *immediate family members* include the physician's spouse, children, parents, and siblings.

B. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1261-1292, 37:1270, 37:1285.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Medical Examiners, LR 37:336 (January 2011), amended LR 41:

Public Hearing

In accordance with R.S. 49:968(H)(2), the board gives notice that a public hearing to receive comments and testimony on these substantive changes to the Rule amendments original proposed will be held August 20, 2015, at 10:30 a.m. in the office of the Louisiana State Board of Medical Examiners, 630 Camp Street, New Orleans, Louisiana 70130. Interested persons may contact Rita Arceneaux, Confidential Executive Assistant, Louisiana State Board of Medical Examiners, 630 Camp Street, New Orleans, Louisiana, 70130, (504) 568-6820, Ex. 242. She is responsible for responding to inquiries.

Cecilia Mouton, M.D.
Executive Director