

2025 Regular Session

SENATE BILL NO. 230

BY SENATOR KLEINPETER

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

HEALTH/ACC INSURANCE. Provides relative to recovery of past medical expenses.
(1/1/26)

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AN ACT

To enact R.S. 22:1839, relative to the payment of health care expenses; to provide for limits of payment and of recovery; to provide for exceptions; to provide for prospective application; to provide an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 22:1839 is hereby enacted to read as follows:

§1839. Healthcare expenses; payments

A. Notwithstanding any provision of R.S. 22:1831 to the contrary, for the purpose of this Section the following definitions apply:

(1) "Health insurance coverage" means benefits consisting of health care services provided through insurance, reimbursement, or otherwise which includes items and services paid for as health care services under any hospital or medical service policy or certificate, hospital or medical service plan contract, preferred provider organization agreement, or health maintenance organization contract offered by a private health issuer, the Office of Group Benefits, Medicare, Medicaid, Louisiana Workers' Compensation Law or equivalent state health plans.

amount actually paid to a health care provider by or on behalf of the claimant, regardless of the source of the payment or the usual and customary rate.

Proposed law provides that proposed law shall not apply in certain cases brought pursuant to present law. (Medical Malpractice and Malpractice Liability for State Services)

Proposed law provides that the provisions of proposed law shall have prospective application only and shall not apply to causes of action filed prior to the effective date of proposed law.

Effective on January 1, 2026.

(Adds R.S. 22:1839)