

2016 Regular Session

HOUSE BILL NO.1151 (Substitute for House Bill No. 849 by Representative Robert Johnson)

BY REPRESENTATIVES ROBERT JOHNSON, BROADWATER, TERRY BROWN, DAVIS, HAVARD, HAZEL, HORTON, MIGUEZ, PYLANT, WILLMOTT, AND ZERINGUE

1 AN ACT

2 To amend and reenact R.S. 22:1060.4(A)(introductory paragraph) and (B) and to enact R.S.
3 22:1060.3(C), relative to coverage of medically necessary prescription drugs and
4 intravenous infusions; to provide for notice by a health insurance issuer making a
5 change in such coverage; to provide relative to an appeal of any such change by the
6 insured; to make certain technical changes; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 22:1060.4(A)(introductory paragraph) and (B) are hereby amended
9 and reenacted and R.S. 22:1060.3(C) is hereby enacted to read as follows:

10 §1060.3. Continuation of coverage required; other drugs not precluded

11 * * *

12 C.(1) A health insurance issuer proposing to change its coverage of a
13 particular prescription drug or intravenous infusion based on medical necessity shall
14 give notice of the proposed change to an insured currently using that prescription
15 drug or intravenous infusion who the health insurance issuer determines the change
16 may affect if the health insurance issuer has covered the drug or intravenous infusion
17 for the insured for at least the preceding sixty days. Such notice shall be sent at least
18 sixty days prior to the effective date of the proposed change.

19 (2) Any insured receiving such a notice from a health insurance issuer shall
20 have the right to appeal the proposed change during the sixty-day notification period
21 provided for in Paragraph (1) of this Subsection in accordance with the Internal

