

2018 Regular Session

HOUSE BILL NO. 246

BY REPRESENTATIVE THIBAUT

INSURANCE: Authorizes the commissioner of insurance to apply for a state innovation waiver to establish and implement a reinsurance program

1 AN ACT

2 To enact Part I of Chapter 19 of Title 22 of the Louisiana Revised Statutes of 1950, to be  
3 comprised of R.S. 22:2461, relative to a state reinsurance program; to authorize the  
4 commissioner of insurance to apply for a state innovation waiver to establish and  
5 implement a state reinsurance program; to authorize the commissioner of insurance  
6 to establish and implement a state reinsurance program; to prohibit the creation of  
7 a state reinsurance program prior to federal approval; to provide for an effective date;  
8 and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. Part I of Chapter 19 of Title 22 of the Louisiana Revised Statutes of 1950,  
11 comprised of R.S. 22:2461, is hereby enacted to read as follows:

12 CHAPTER 19. LOUISIANA HEALTH INSURANCE INNOVATION

13 AND STABILIZATION PROGRAM

14 PART I. STATE INNOVATION WAIVER

15 §2461. Authority of the commissioner

16 The commissioner may apply on behalf of the state of Louisiana for a state  
17 innovation waiver pursuant to Section 1332 of Public Law 111-148, 42 U.S.C.  
18 18052, and establish and implement a reinsurance program administered pursuant  
19 to the state innovation waiver. No reinsurance program authorized by this Section

1        shall be created until the application for a state innovation waiver is approved by the  
2        appropriate departments or agencies of the federal government.

3        Section 2. This Act shall become effective upon signature by the governor or, if not  
4 signed by the governor, upon expiration of the time for bills to become law without signature  
5 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
6 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
7 effective on the day following such approval.

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#### 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)]

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HB 246 Reengrossed

2018 Regular Session

Thibaut

**Abstract:** Authorizes the commissioner of insurance to apply for a state innovation waiver to establish and implement a state reinsurance program.

Proposed law authorizes the commissioner of insurance to apply for a state innovation waiver and then establish and implement a reinsurance program pursuant to the waiver.

Proposed law prohibits the creation of a state reinsurance program prior to the approval of the application for a state innovation waiver by the appropriate departments or agencies of the federal government.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 22:2461)

#### Summary of Amendments Adopted by House

##### The House Floor Amendments to the engrossed bill:

1. Change the statutory designation of proposed law.