
SENATE COMMITTEE AMENDMENTS

2022 Regular Session

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 276
by Senator Talbot

1 AMENDMENT NO. 1

2 On page 1, line 2, after "R.S. 22:1007" delete "(K)" and the remainder of the line and insert
3 "(J)(2), relative to health"

4 AMENDMENT NO. 2

5 On page 1, line 6, after "to provide" delete the remainder of the line and insert "for
6 retroactivity;"

7 AMENDMENT NO. 3

8 On page 1, line 9, after "R.S. 22:1007" delete "(K)" and the remainder of the line and insert
9 "(J)(2) is hereby amended and reenacted"

10 AMENDMENT NO. 4

11 On page 1, delete lines 13 through 17, and insert the following:

12 "J.(1) * * *

13 (2) Nothing in this Subsection **or in any other provision of law, including**
14 **any provision of Part IV of Chapter 1 of Title 51 of the Louisiana Revised**
15 **Statutes of 1950**, shall prohibit **or regulate** a managed care organization from
16 enabling its affiliated members from other states to obtain healthcare service benefits
17 while traveling or living in the managed care organization's service area including
18 extending the provisions of the provider contract to provide for such services."
19

20 AMENDMENT NO. 5

21 On page 2, delete lines 1 and 2, and insert the following:

22 "Section 2. The provisions of Section 1 of this Act are interpretative of the original
23 intent of R.S. 22:1007(J)(2), as enacted by Acts 2016, No. 265 because the phrase
24 "nothing in this Subsection shall prohibit" is a double-negative and a term of art used
25 in Louisiana statutes, as a double -negative term of art, it means that anything
26 following the "nothing in this Subsection" language is intended to grant positive
27 rights.

28 Section 3. The provisions of this Act are reflective of what has always been
29 Louisiana law and therefore shall be retroactive and shall be applicable to all claims
30 existing or actions pending on its effective date and to all claims or actions filed on
31 or after its effective date.

32 Section 4. This Act shall become effective upon the signature of the governor or, if
33 not signed by the governor, upon expiration of the time for bills to become law
34 without signature by the governor as provided by Article III, Section 18 of the
35 Constitution of Louisiana. If vetoed by the governor and subsequently approved by
36 the legislature, this Act shall become effective on the date following such approval."