

HOUSE COMMITTEE AMENDMENTS

2023 Regular Session

Amendments proposed by House Committee on Insurance to Engrossed Senate Bill No. 104
by Senator Stine

1 AMENDMENT NO. 1

2 On page 1, line 2, change "coverage insurance" to "insurance coverage"

3 AMENDMENT NO. 2

4 On page 1, line 3, delete "shall be covered"

5 AMENDMENT NO. 3

6 On page 1, line 5, after "requirements;" delete the remainder of the line

7 AMENDMENT NO. 4

8 On page 1, at the beginning of line 6, delete "health coverage plan;" and after "definitions;"
9 insert "to provide for applicability;"

10 AMENDMENT NO. 5

11 On page 1, line 12, after "**disease**" insert "**or any other medical condition**"

12 AMENDMENT NO. 6

13 On page 2, line 1, change "**health plan**" to "**health coverage plan**"

14 AMENDMENT NO. 7

15 On page 2, line 3, delete "**is supported**" and insert in lieu thereof "**provides clinical utility**
16 **as demonstrated**"

17 AMENDMENT NO. 8

18 On page 2, delete lines 10 through 12 in their entirety and insert in lieu thereof the following:

19 **"(c) National Coverage Determinations of the Centers for Medicare and**
20 **Medicaid Services or Local Coverage Determinations of Medicare**
21 **Administrative Contractors."**

22 AMENDMENT NO. 9

23 On page 2, line 13, after "**guidelines**" insert a period "." and delete the remainder of the line
24 and delete line 14 in its entirety and insert in lieu thereof the following:

25 **"(3) This Section does not require a health coverage plan to cover**
26 **biomarker testing for screening purposes."**

27 AMENDMENT NO. 10

28 On page 2, line 16, change "**processes**" to "**process**"

1 AMENDMENT NO. 11

2 On page 2, line 19, after "website" insert "or be clearly outlined in the notification of
3 adverse determination"

4 AMENDMENT NO. 12

5 On page 2, line 20, after "ensure" delete the remainder of the line and insert in lieu thereof
6 "that the coverage prescribed in Subsection"

7 AMENDMENT NO. 13

8 On page 2, delete lines 23 through 29 in their entirety

9 AMENDMENT NO. 14

10 On page 3, delete lines 1 through 3 in their entirety

11 AMENDMENT NO. 15

12 On page 3, at the end of line 9, delete "is"

13 AMENDMENT NO. 16

14 On page 3, at the beginning of line 10, delete "being administered. A biomarker" and
15 insert in lieu thereof "currently administered. A "biomarker""

16 AMENDMENT NO. 17

17 On page 3, line 13, change "Biomarker testing" to ""Biomarker testing""

18 AMENDMENT NO. 18

19 On page 3, delete lines 16 through 20 in their entirety and insert in lieu thereof the following:

20 "(3)(a) "Clinical utility" means a test result to provide information that
21 is used in the formulation of a treatment or monitoring strategy that informs a
22 patient's outcome and impacts the clinical decision.

23 (b) The most appropriate test may include both information that is
24 actionable and information that cannot be immediately used in the formulation
25 of a clinical decision.

26 (4) "Health coverage plan" means any hospital, health, or medical
27 expense insurance policy, hospital or medical service contract, employee welfare
28 benefit plan, contract, or other agreement with a health maintenance
29 organization or a preferred provider organization, health and accident
30 insurance policy, or any other insurance contract of this type in this state,
31 including a group insurance plan or self-insurance plan, and the office of group
32 benefits. "Health coverage plan" does not include a plan providing coverage for
33 excepted benefits defined in R.S. 22:1061, limited benefit health insurance plans,
34 or short-term policies that have a term of less than twelve months."

35 AMENDMENT NO. 19

36 On page 3, line 21, change "(4)" to "(5)"

37 AMENDMENT NO. 20

38 On page 3, after line 27, insert the following:

1 "Section 2. The provisions of this Act apply to any new policy, contract, program,
2 or health coverage plan issued on and after January 1, 2024. Any policy, contract, or health
3 coverage plan in effect prior to January 1, 2024, shall convert to conform to the provisions
4 of this Act on or before the renewal date, but no later than January 1, 2025."