

GREEN SHEET REDIGEST

HB 125

2025 Regular Session

Horton

TECHNOLOGY: Provides for the protection, storage, and access of genomic information.

DIGEST

Present law prohibits insurers from using a person's or their family member's genetic testing or research to determine coverage or pricing unless the results of that genetic research or test are included in the individual's medical record or is voluntarily provided by the individual.

Proposed law retains present law except removes provision that allows insurers to consider genetic test results that appear in a person's medical record.

Proposed law provides for definitions.

Proposed law identifies foreign adversaries as the People's Republic of China, the Republic of Cuba, the Islamic Republic of Iran, the Democratic People's Republic of Korea, and the Russian Federation.

Proposed law prohibits a medical or research facility from putting into service any new or additional human genetic sequencers or software produced by foreign adversaries.

Proposed law prohibits medical facilities, human genomic research facilities, and companies from storing human genetic sequencing data in a foreign adversary country and to limit remote access inside of a foreign adversary country.

Proposed law provides that an entity that violates the requirements of proposed law is to be fined \$10,000 as set by the attorney general.

Proposed law states that the attorney general has the sole authority to investigate allegations of violations of proposed law.

(Amend R.S. 22:918(B)(1); adds R.S. 51:3181-3185)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Commerce to the original bill:

1. Clarify that proposed law applies to the genetic and genomic information of humans.
2. Clarify the definition of "company".
3. Define "foreign adversary company".
4. Provide that a medical facility or a research facility shall not put into service any new or additional human genetic sequencers or operational and research software used for human genetic analysis produced by the government of a foreign adversary, a state-owned company of a foreign adversary, or a foreign adversary company.
5. Provide sole enforcement authority to the attorney general.
6. Remove annual certification of compliance requirement.
7. Give the provisions of proposed law (R.S. 51:3183(A)) prospective application only upon signature of the governor.

8. Make technical changes.

The House Floor Amendments to the engrossed bill:

1. Make technical changes.
2. Remove requirement that medical facilities, human genomic research facilities, and companies ensure security of human genetic sequencing data, including through contracts with third-party data storage companies.
3. Clarify that the \$10,000 fine is set by the attorney general.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Commerce, Consumer Protection, and International Affairs to the reengrossed bill

1. Remove provisions in present law that allows insurers to consider genetic test results that appear in a person's medical record unless results are provided by the individual.
2. Make technical changes.