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**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 891 by Representative Stokes

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1 AMENDMENT NO. 1

2 On page 1, line 7, after "required;" and before "to prohibit" insert "to provide for limitations  
3 of liability;"

4 AMENDMENT NO. 2

5 On page 1, line 8, delete "to provide for a penalty;"

6 AMENDMENT NO. 3

7 On page 2, line 17, after "person" delete the remainder of the line and insert in lieu thereof  
8 "to whom all of the following criteria apply:"

9 AMENDMENT NO. 4

10 On page 2, delete lines 19 and 20 in their entirety and insert in lieu thereof the following:

11 "(b) As determined by the person's physician, has no comparable or  
12 satisfactory treatment options that are approved by the United States Food and Drug  
13 Administration and available to diagnose, monitor, or treat the person's disease or  
14 condition, and the probable risk to the person from the investigational drug,  
15 biological product, or device is not greater than the probable risk from the person's  
16 disease or condition."

17 AMENDMENT NO. 5

18 On page 2, line 23, delete "informed"

19 AMENDMENT NO. 6

20 On page 3, between lines 23 and 24, insert the following:

21 "§1300.385. Hold harmless for insurance issuers  
22 No health insurance issuer may be held liable for covering treatment of any  
23 health condition of an eligible patient that results wholly or in part from the patient's  
24 use of an investigational drug, biological product, or device as authorized in this  
25 Part."

26 AMENDMENT NO. 7

27 On page 3, at the beginning of line 24, delete "§1300.385. Action" and insert in lieu thereof  
28 "§1300.386. Limitation of liability; action"

29 AMENDMENT NO. 8

30 On page 3, delete line 25 in its entirety and insert in lieu thereof the following:

31 "Notwithstanding any provision of law to the contrary, a physician who  
32 prescribes an investigational drug, biological product, or device to an eligible patient  
33 pursuant to the provisions of this Part shall be immune from civil liability, including  
34 but not limited to any cause of action arising under R.S. 40:1299.41 et. seq., for any

1 adverse action, condition, or other outcome resulting from the patient's use of the  
2 investigational drug, biological product, or device. The Louisiana State"

3 AMENDMENT NO. 9

4 On page 4, delete lines 3 through 7 in their entirety

5 AMENDMENT NO. 10

6 On page 4, line 13, after "House Bill No." delete the remainder of the line and insert in lieu  
7 thereof "667"