

2016 Regular Session

# ACT No. 265

HOUSE BILL NO. 1140 (Substitute for House Bill No. 705 by Representative Broadwater)

BY REPRESENTATIVE BROADWATER

1 AN ACT

2 To amend and reenact R.S. 22:1007(J) and to enact R.S. 22:1007(K), relative to managed  
3 care organizations; to provide for certain prohibited clauses in provider contracts; to  
4 provide that a managed care organization may not require as a condition of contract  
5 that a healthcare provider provide healthcare services under all health benefit plans  
6 offered by the managed care organization; to provide that a managed care  
7 organization may not terminate a healthcare provider when the provider refuses to  
8 provide certain services; to provide an exception for out-of-state services; and to  
9 provide for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 22:1007(J) is hereby amended and reenacted and R.S. 22:1007(K)  
12 is hereby enacted to read as follows:

13 §1007. Requirements of provider contracts; communications

14 \* \* \*

15 J.(1) A managed care organization that offers coverage for healthcare  
16 services through one or more managed care plans shall not require a provider, as a  
17 condition of participation or continuation in the provider network of one or more  
18 health benefit plans of the managed care organization, to serve in the provider  
19 network of all or additional health benefit plans of the managed care organization.  
20 A managed care organization is prohibited from terminating a provider agreement  
21 based on the provider's refusal to serve in its network for such additional plans.

1                   (2) Nothing in this Subsection shall prohibit a managed care organization  
2                   from enabling its affiliated members from other states to obtain healthcare service  
3                   benefits while traveling or living in the managed care organization's service area  
4                   including extending the provisions of the provider contract to provide for such  
5                   services.

6                   K. Any contract provision, written policy, or written procedure in violation  
7                   of this Section shall be deemed to be unenforceable and null and void.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_