

2018 Regular Session

SENATE BILL NO. 556

BY SENATOR CARTER

HEALTH CARE. Provides relative to information and access to breast reconstructive surgery. (8/1/18)

1 AN ACT

2 To enact R.S. 40:1103.5, relative to health care, to provide for information and access to
3 breast reconstructive surgery; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 40:1103.5 is hereby enacted to read as follows:

6 **§1103.5. Information and access to breast reconstructive surgery**

7 **Every general hospital that provides mastectomy surgery, lymph node**
8 **dissection, or a lumpectomy shall provide information to the patient concerning**
9 **the option of reconstructive surgery following such procedures, including the**
10 **availability of coverage for reconstructive surgery, in accordance with the state**
11 **insurance law and applicable provisions of federal law. The information shall**
12 **be provided to the patient in writing and in advance of obtaining consent to the**
13 **surgical procedure. The information provided shall include at least the**
14 **following:**

15 **(1) A description of the various reconstructive options and the**
16 **advantages and disadvantages of each.**

17 **(2) A description of the provisions assuring coverage by public and**

1 **private insurance plans of the costs related to reconstructive surgery under**
2 **federal and state law.**

3 **(3) A description of how a patient may access reconstructive care,**
4 **including the potential of transferring care to a facility that provides**
5 **reconstructive care or choosing to pursue reconstruction after completion of**
6 **breast cancer surgery and chemo/radiotherapy, if warranted.**

7 **(4) Such other information as may be required by the secretary of health.**

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Jerry J. Guillot.

DIGEST

SB 556 Original

2018 Regular Session

Carter

Proposed law requires every general hospital that provides mastectomy surgery, lymph node dissection, or a lumpectomy to provide information to the patient concerning the option of reconstructive surgery following such procedures, including the availability of coverage for reconstructive surgery, in accordance with the state insurance law and applicable provisions of federal law. The information shall be provided to the patient in writing and in advance of obtaining consent to the surgical procedure. Requires that the information include at least the following:

- (1) A description of the various reconstructive options and the advantages and disadvantages of each.
- (2) A description of the provisions assuring coverage by public and private insurance plans of the costs related to reconstructive surgery under federal and state law.
- (3) A description of how a patient may access reconstructive care, including the potential of transferring care to a facility that provides reconstructive care or choosing to pursue reconstruction after completion of breast cancer surgery and chemo/radiotherapy, if warranted.
- (4) Such other information as may be required by the secretary of health.

Effective August 1, 2018.

(Adds R.S. 40:1103.5)