

SENATE BILL NO. 272

BY SENATOR JOHN SMITH

1 AN ACT

2 To enact R.S. 22:1056, relative to health insurance policy coverage of incarcerated persons  
3 prior to adjudication; to require insurance coverage for health care provided  
4 premiums are paid; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 22:1056 is hereby enacted to read as follows:

7 **§1056. Health insurance coverage for incarcerated individuals**

8 **A. Beginning January 1, 2019, every hospital, health, or medical expense**  
9 **insurance policy, hospital or medical service contract, employee welfare benefit**  
10 **plan, health and accident insurance policy, every policy of group, family group,**  
11 **blanket, or association health and accident insurance, and every self-insurance**  
12 **plan, health maintenance organization plan, and preferred provider**  
13 **organization plan, except for the Office of Group Benefits, delivered or issued**  
14 **for delivery in this state shall provide benefits for health care to the insured if**  
15 **he is detained in a correctional facility and has not been adjudicated or**  
16 **convicted of a criminal offense. Nothing herein shall alter any of the terms and**  
17 **conditions of the applicable coverage which shall remain applicable to all such**  
18 **services provided.**

19 **B. The provisions of this Section shall apply only if the detainee has valid**  
20 **health care coverage in effect at the time medical treatment is received and any**  
21 **premiums for such coverage are current.**

22 **C. The provisions of this Section shall apply to all existing hospital,**  
23 **health, or medical expense insurance policies, hospital or medical service**  
24 **contracts, employee welfare benefit plans, health and accident insurance**  
25 **policies, policies of group, family group, blanket, or association health and**

1            accident insurance, self-insurance plans, health maintenance organizations, and  
2            preferred provider organization policies, plans, and certificates in effect on  
3            January 1, 2019, and upon their renewal.

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PRESIDENT OF THE SENATE

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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GOVERNOR OF THE STATE OF LOUISIANA

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