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## DIGEST

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HB 824 Reengrossed

2018 Regular Session

Talbot

**Abstract:** Requires a healthcare facility to provide a notice to a patient of the potential use of out-of-network providers when the federally required privacy notice is given.

Present law requires a healthcare facility, at the first registration contact with a patient, to provide a written notice to the patient regarding the possibility of services being rendered to the patient by facility-based providers who are out-of-network providers. Present law further requires that the patient be informed in the written notice that the patient may be responsible for all or part of the fees for out-of-network services.

Proposed law requires the healthcare facility to provide the notice at the same time the facility provides the federally required notice of privacy practices for protected health information to a patient for whom the healthcare facility has knowledge that a contract with a health insurance issuer is effective or upon the request of the patient.

Present law requires a facility that meets the definition of a provider-based entity, as defined in federal regulation, and is located off of the main hospital campus to publicly post a notice to every patient disclosing the following:

- (1) That the enrollee or insured is receiving services in a hospital-based outpatient facility where the facility provides the use of the facility, medical, or technical equipment, supplies, staff, and services.
- (2) That depending on the enrollee's or insured's health insurance benefit plan and the actual services furnished by the facility, the patient may receive a facility charge billed separately from the physician that covers the fees for the use of the facility, medical, or technical equipment, supplies, staff, and services.

Proposed law retains present law but relocates present law to a new statutory cite.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 22:1880(C)(intro. para.) and (1)(intro. para.); Adds R.S. 22:1880.1; Repeals R.S. 22:1880(C)(4))

Summary of Amendments Adopted by House

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

1. Require the facility disclosure to be provided when the federally required privacy notice is given to the patient or upon request of the patient.
2. Relocate provisions of present law relative to facility fee disclosures.
3. Make technical changes.

The House Floor Amendments to the engrossed bill:

1. Add an effective date.
2. Make technical changes.