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## DIGEST

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HB 287 Original

2020 Regular Session

McFarland

**Abstract:** Provides for limitations of recovery for medical expenses paid by certain collateral sources.

Present law provides that evidence of furnishing or offering to pay expenses is not admissible to mitigate, reduce, or avoid liability.

Proposed law (C.E. Art. 409) allows payment from collateral sources as defined in proposed law (R.S. 9:2800.25) to be admissible.

Proposed law (R.S. 9:2800.25) provides that write-offs or write-downs by any health insurer are not collateral sources and not recoverable.

Proposed law limits recovery for plaintiffs who do not submit medical bills to a health insurer to what the amount paid by the health insurer would have been.

Proposed law requires that in personal injury accident cases, healthcare providers shall accept reasonable medical expense reimbursement, including no more than 140% of the Medicare reimbursement rate for non-hospital charges and 200% of the Medicare reimbursement rate for hospital charges.

(Amends C.E. 409; Adds R.S. 9:2800.25)