

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 512** HLS 21RS 245

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> May 6, 2021	8:34 AM	<b>Author:</b> FRIEMAN
<b>Dept./Agy.:</b> Department of Labor / Workforce Commission		<b>Analyst:</b> Monique Appeaning
<b>Subject:</b> Reimbursement Schedule Changes for Implants		

WORKERS COMPENSATION EG NO IMPACT GF EX See Note  
Provides relative to reimbursement for implants

Proposed law provides when an injured worker requires and is entitled to a surgical procedure that requires the use of an implant, only the hospital or ambulatory surgery center where the procedure is to be performed shall order and purchase the implant based on the specifications of the surgeon. Proposed law provides the hospital or ambulatory surgery center shall submit to the payor the original manufacturer's invoice detailing the amount paid by the hospital or ambulatory surgery center for the implant. If the implant requested by the surgeon is available only through a distributor authorized by the manufacturer and the hospital or ambulatory surgery center is unable to purchase the implant directly from a manufacturer, then the hospital or ambulatory surgery center shall instead submit to the payor the distributor's invoice detailing the amount paid by the hospital or ambulatory surgery center. Reimbursement for the implant shall be the total of the original manufacturer's invoice or the authorized distributor's invoice amount paid by the hospital or ambulatory surgical center plus twenty percent. Proposed law defines "implant" as plastic and metallic implants or non-autogenous graft materials.

<b>EXPENDITURES</b>	<b>2021-22</b>	<b>2022-23</b>	<b>2023-24</b>	<b>2024-25</b>	<b>2025-26</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b>\$0</b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>REVENUES</b>	<b>2021-22</b>	<b>2022-23</b>	<b>2023-24</b>	<b>2024-25</b>	<b>2025-26</b>	<b>5 -YEAR TOTAL</b>
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Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b>\$0</b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**EXPENDITURE EXPLANATION**

There is no anticipated direct material effect on governmental expenditures as a result of this measure. Louisiana Workforce Commission reports that there is no expenditure impact as the bill is relative to reimbursement for implants when an injured worker requires and is entitled to a surgical procedure that requires the use of an implant.

NOTE: The Office of Worker's Compensation Administration (OWCA) within the Louisiana Workforce Commission (LWC) establishes standards of payment, reviews procedures of injured worker claims, and receives, processes, hears and resolves legal actions in compliance with State statutes. The OWCA does not pay worker compensation benefits. The Legislative Fiscal Office presumes businesses that are self-insured or pay workers' compensation coverage to a private insurance carrier may be impacted by this legislation.

**REVENUE EXPLANATION**

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate  
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}  
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House  
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}  
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

*Alan M. Boxberger*

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**Staff Director**