

2022 Regular Session

SENATE BILL NO. 262

BY SENATOR BOUDREAUX

INSURERS. Provides relative to patient and provider access to care. (gov sig)

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AN ACT

To enact R.S. 22:1821(H), relative to health and accident insurance claims payments; to provide relative to health care; to provide relative to access to care for patients; to provide relative to certain criteria for reimbursement; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 22:1821(H) is hereby enacted to read as follows:

§1821. Payment of claims; health and accident policies; prospective review; penalties; self-insurers; telemedicine reimbursement by insurers;

prohibitions

* * *

H. An insurer, managed-care company, or other payor shall not discriminate against an accredited durable medical equipment supplier providing services prescribed by a patient's physician. Notwithstanding any other provision of law to the contrary, an insurer, managed-care company, subcontractor, third-party administrator, or other payor shall reimburse durable medical equipment suppliers no less than state Medicaid rates set for

1 **these services on a continuous monthly payment basis for the duration of the**
 2 **medical need throughout a patient's valid prescription period.**

3 Section 2. This Act shall become effective upon signature by the governor or, if not
 4 signed by the governor, upon expiration of the time for bills to become law without signature
 5 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 6 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 7 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
 of the legislative instrument, were prepared by Angela L. De Jean.

DIGEST

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| SB 262 Original | 2022 Regular Session | Boudreaux |
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Proposed law provides that an insurer, managed care company, or other payor shall not discriminate against an accredited durable medical equipment "DME" supplier providing services prescribed by a patient's physician. Further provides that, notwithstanding any other provision of law to the contrary, an insurer, managed-care company, subcontractor, third-party administrator, or other payor shall reimburse DME suppliers no less than state Medicaid rates set for these services on a continuous monthly payment basis for the duration of the medical need throughout a patient's valid prescription period.

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

(Adds R.S. 22:1821(H))