

2022 Regular Session

SENATE BILL NO. 276

BY SENATOR TALBOT

HEALTH/ACC INSURANCE. Provides the original intent of the Louisiana Legislature authorized contracts between health insurers and healthcare providers allowed for benefits to be available to its affiliates. (8/1/22)

1 AN ACT

2 To amend and reenact R.S. 22:1007(K) and to enact R.S. 22:1007(L), relative to health
3 insurers contracts with healthcare providers; to provide the legislature's original
4 intent was to allow contracts between health insurers and healthcare providers and
5 the health insurer may make benefits available to its affiliates; to provide this
6 practice is not an antitrust violation; to provide a retroactive date of August 1, 2016;
7 and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 22:1007(K) is hereby amended and R.S. 22:1007(L) is hereby enacted
10 to read as follows:

11 §1007. Requirements of provider contracts; communications

12 * * *

13 **K. Notwithstanding any provision of law to the contrary, the activity and**
14 **practice authorized in Subsection (J)(2) of this Section shall not be considered**
15 **or decreed to be an antitrust violation or injury and is consistent with the**
16 **original intent of the legislature. This Section shall be retroactive to August 1,**
17 **2016.**

1 ~~K. L.~~ Any contract provision, written policy, or written procedure in violation
2 of this Section shall be deemed to be unenforceable and null and void.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Beth O'Quin.

DIGEST

SB 276 Original 2022 Regular Session Talbot

Present law permits health insurers to allow affiliated health plans to access provider contracts.

Proposed law provides the activity and practice authorized in present law is not considered or decreed an antitrust violation or injury and is consistent with the original intent of the legislature. Requires proposed law is retroactive to August 1, 2016.

Effective August 1, 2022.

(Amends R.S. 22:1007(K); adds R.S. 22:1007(L))