

SENATE FLOOR AMENDMENTS

2022 Regular Session

Amendments proposed by Senator Mizell to Reengrossed House Bill No. 648 by Representative Hilferty

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact" insert "R.S. 40:1216.1(A)(7) and" and on line 3, after
3 "(b)(vi)" insert "and 1822"

4 AMENDMENT NO. 2

5 On page 1, line 8, after "awards" insert "to provide for reimbursement;"

6 AMENDMENT NO. 3

7 On page 1, between lines 9 and 10, insert:
8 "Section 1. R.S. 40:1216.1(A)(7) is hereby amended and reenacted to read as follows:

9 §1216.1. Procedures for victims of a sexually-oriented criminal offense; immunity; regional
10 plans; maximum allowable costs; definitions

11 A. All licensed hospitals and healthcare providers in Louisiana shall adhere to the
12 following procedures in the event that a person, male or female, presents himself or herself
13 or is presented for treatment as a victim of a sexually-oriented criminal offense:

14 * * *

15 (7) A healthcare provider may submit a claim for payment of healthcare services
16 rendered in conducting a forensic medical exam for a victim of a sexually-oriented offense
17 to any of the following:

18 (a) With the consent of the victim, to the victim's health insurance issuer.
19 Notwithstanding any provision to the contrary, a health insurance issuer receiving a claim
20 for covered healthcare services rendered in conducting a forensic medical exam shall waive
21 any applicable deductible, co-insurance, and co-pay and the healthcare provider shall submit
22 a claim to the Crime Victims Reparations Fund for satisfaction of any non-covered services;
23 ~~not to exceed one thousand dollars~~. In addition, the health insurance issuer shall allow the
24 victim to designate any address to be used for purposes of transmitting an explanation of
25 benefits or allow the victim to designate that no explanation of benefits be generated or
26 transmitted.

27 (b) The Louisiana Medicaid, Medicare, or Tricare programs, if the victim is enrolled
28 as beneficiary of any of these programs.

29 (c) If the victim does not consent to the healthcare provider submitting a claim to his
30 or her health insurance issuer or the victim is not otherwise insured, the Crime Victims
31 Reparations Board. The Crime Victims Reparations Board shall reimburse ~~at the rate as~~
32 ~~promulgated by the board for healthcare services rendered but in no case shall reimburse in~~
33 ~~any amount greater than one thousand dollars~~ the health care provider in accordance with
34 the provisions of R.S. 46:1822.

35 * * *

36 AMENDMENT NO. 4

37 On page 1, line 10, change "Section 1." to "Section 2."

38 AMENDMENT NO. 5

39 On page 1, line 11, after "(b)(vi)" insert "and 1822"

40 AMENDMENT NO. 6

41 On page 4, after line 24, insert:
42 "§1822. Forensic medical exams; reimbursement

1 A. The board shall reimburse a healthcare provider who performs a forensic medical
2 exam in the amount of six hundred dollars. The board shall reimburse the healthcare facility
3 at which a forensic medical exam was conducted for the cost of performing the exam in the
4 amount of one thousand dollars.

5 B. In order to be reimbursed for the costs of performing a forensic medical exam, the
6 healthcare provider or the healthcare facility seeking reimbursement shall submit to the
7 board an attestation that a forensic medical exam was conducted. The attestation shall
8 contain only sufficient information to identify the victim, the date that the exam was
9 performed, and the address to which payment can be made for the healthcare provider or
10 healthcare facility. The board shall not require any billing documentation or medical records
11 from the healthcare provider or the healthcare facility as a condition of payment under the
12 provisions of this Section.

13 C. The board shall direct payment to be made to a healthcare provider or healthcare
14 facility no later than ninety calendar from the date the attestation is submitted to the board
15 by the healthcare provider or healthcare facility."