

CONFERENCE COMMITTEE REPORT

HB 186

2023 Regular Session

Davis

June 8, 2023

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 186 by Representative Davis, recommend the following concerning the Re-Reengrossed bill:

- 1. That the set of Senate Committee Amendments by the Senate Committee on Insurance (#2151) be adopted.
- 2. That the set of Senate Committee Amendments by the Senate Committee on Finance (#2368) be rejected.
- 3. That the set of Senate Floor Amendments by Senator Jackson (#2586) be rejected.
- 4. That the following amendments to the Re-Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 22, after "insurance policy" delete the comma ","

AMENDMENT NO. 2

On page 2, line 23, delete "type." and insert in lieu thereof "type, and the office of group benefits programs."

AMENDMENT NO. 3

On page 3, after line 15, insert the following:

"Section 4. The provisions of this Act shall not apply to plans offered through the federally-facilitated Health Insurance Marketplace until an appropriation is provided by the legislature."

Respectfully submitted,

Representative Paula P. Davis

Senator Kirk Talbot

Representative Mike Huval

Senator Gary L. Smith Jr.

Representative Jason Hughes

Senator Katrina R. Jackson

CONFERENCE COMMITTEE REPORT DIGEST

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Keyword and onliner of the instrument as it left the House

INSURANCE/HEALTH: Provides relative to health insurance coverage for standard fertility preservation services

Report adopts Senate amendments to:

1. Provide that proposed law applies to any new policy, contract, program, or health coverage plan issued on and after Jan. 1, 2024. Require any policy, contract, or health coverage plan in effect prior to Jan. 1, 2024, to convert to conform to proposed law on or before the renewal date, but no later than Jan. 1, 2025.

Report rejects Senate amendments which would have:

1. Required proposed law to become effective upon appropriation of the legislature with respect to the office of group benefits programs.

Report amends the bill to:

1. Modify the definition of "health coverage plan" to include the office of group benefits programs.
2. Provide an effective date and applicability relative to policies, contracts, programs, and health coverage plans subject to the provisions of proposed law.
3. Provide that proposed law does not apply to plans offered through the federally-facilitated Health Insurance Marketplace until an appropriation is provided by the legislature.

Digest of the bill as proposed by the Conference Committee

Proposed law requires a health coverage plan (plan) that provides hospital, medical, or surgical benefits to cover medically necessary expenses for standard fertility preservation services for a covered individual who undergoes a medical treatment for cancer that may directly or indirectly cause iatrogenic infertility. Requires a plan to cover the costs associated with storage of oocytes and sperm for a minimum of three years, but authorizes a plan to exclude such storage costs thereafter.

Proposed law prohibits a plan from requiring preauthorization for coverage, but authorizes a plan to contain provisions for maximum benefits and applications of deductibles, copayments, coinsurances, and reasonable limitations and exclusions to the extent that these applications are not inconsistent with proposed law.

Proposed law authorizes a religious employer to submit to an issuer a written request for exemption when the employer's beliefs and practices conflict with the requirements of proposed law. Requires a religious employer exempt from proposed law to provide written notice of its exemption to prospective enrollees of its plan. Further authorizes an enrollee of a plan provided by his religious employer to purchase, at his own expense, a supplemental insurance policy that covers standard fertility preservation services.

Proposed law defines "health coverage plan", "iatrogenic infertility", "medical treatment that may directly or indirectly cause iatrogenic infertility", "religious employer", and "standard fertility preservation services".

Proposed law may be known and cited as "The Medically Necessary Fertility Preservation Act".

Proposed law applies to any new policy, contract, program, or health coverage plan issued on and after Jan. 1, 2024. Requires any policy, contract, or health coverage plan in effect prior to Jan. 1, 2024, to convert to conform to proposed law on or before the renewal date, but no later than Jan. 1, 2025.

Proposed law does not apply to plans offered through the federally-facilitated Health Insurance Marketplace until an appropriation is provided by the legislature.

Effective Jan. 1, 2024.

(Adds R.S. 22:1028.5)