

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 1254** HLS 14RS 2422

Bill Text Version: **ENROLLED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.: **HB 336**

| | |
|---|-----------------------------------|
| Date: May 27, 2014 7:12 AM | Author: SIMON |
| Dept./Agy.: Louisiana Department of Insurance, DHH | Analyst: Alan M. Boxberger |
| Subject: Provides relative to the right to treatment | |

HEALTH/MEDICAL TREATMENT EN NO IMPACT See Note Page 1 of 1
Provides relative to the right to treatment for a person with a terminal condition

Proposed law prohibits a health coverage plan from denying coverage for a medically necessary treatment prescribed by a physician and agreed to by a fully informed insured or that person's legal health care proxy based solely on an insured's life expectancy or the fact that the insured is diagnosed with a terminal condition. Proposed law prohibits a health benefit paid directly or indirectly with state funds from denying coverage for medically necessary treatment. Proposed law provides that refusing coverage for medically necessary treatment to be rendered to an insured based solely on the insured's life expectancy or the fact that the insured is diagnosed with a terminal condition shall be a violation of proposed law. Proposed law provides for definitions.

| EXPENDITURES | 2014-15 | 2015-16 | 2016-17 | 2017-18 | 2018-19 | 5 -YEAR TOTAL |
|---------------------|----------------|----------------|----------------|----------------|----------------|----------------------|
| State Gen. Fd. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Agy. Self-Gen. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Ded./Other | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Federal Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Local Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Annual Total | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

| REVENUES | 2014-15 | 2015-16 | 2016-17 | 2017-18 | 2018-19 | 5 -YEAR TOTAL |
|---------------------|----------------|----------------|----------------|----------------|----------------|----------------------|
| State Gen. Fd. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Agy. Self-Gen. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Ded./Other | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Federal Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Local Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Annual Total | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure. The Louisiana Department of Insurance, the Office of Group Benefits and the Department of Health and Hospitals report that the proposed bill would not constitute a mandate or any additional coverage requirements. Proposed law will codify generally accepted statements of law contained in current federal law regarding non-discrimination in the administration of health insurance policies. Proposed law will not cause any measurable increase in expenditures by health plans or providers.

REVENUE EXPLANATION

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

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| <u>Senate</u> | <u>Dual Referral Rules</u> | <u>House</u> | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S} |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | | | <input type="checkbox"/> 6.8(F)(2) >= \$500,000 State Rev. Reduc. {H & S} |
| <input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} | | | <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} |

Evan Brasseaux
Evan Brasseaux
Staff Director