

## **House Committee on Insurance**

Minutes of Meeting  
2020 Regular Session  
May 19, 2020

### **I. CALL TO ORDER**

Representative Chad Brown, chairman of the House Committee on Insurance, called the meeting to order at 1:01 p.m. in Room 3, in the state capitol in Baton Rouge, Louisiana.

### **II. ROLL CALL**

#### **MEMBERS PRESENT:**

Representative Chad Brown, chairman  
Representative Edmond Jordan, vice chairman  
Representative Mary DuBuisson  
Representative Kathy Edmonston  
Representative Michael "Gabe" Firment  
Representative Lawrence "Larry" Frieman  
Representative Kyle M. Green, Jr.  
Representative Mike Huval  
Representative John R. Illg, Jr.  
Representative Sherman Q. Mack  
Representative Danny McCormick  
Representative Matthew Willard

#### **MEMBERS ABSENT:**

Representative Cedric B. Glover  
Representative Paul Hollis

#### **STAFF MEMBERS PRESENT:**

Rashida Keith, attorney  
Charlotte Cravins, attorney  
Christie L. Russell, committee administrative assistant

#### **ADDITIONAL ATTENDEES PRESENT:**

Angela McKnight, sergeant at arms

### III. DISCUSSION OF LEGISLATION

#### **Senate Bill No. 271 by Senator Johns**

Senator Johns presented Senate Bill No. 271, which provides relative to the Health Care Consumer Billing and Disclosure Protection Act.

Representative Brown offered amendments to Senate Bill No. 271, which would make technical changes. Representative Brown offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 10 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Firment, Frieman, Green, Huval, Illg, McCormick, and Willard voted yea.

Representative Jordan offered a motion to report Senate Bill No. 271 with amendments. Without objection, Senate Bill No. 271 was reported with amendments by a vote of 10 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Firment, Frieman, Green, Huval, Illg, McCormick, and Willard voted yea.

#### **Senate Bill No. 16 by Senator Luneau**

Senator Luneau presented Senate Bill No. 16, which prohibits insurance rate determinations based on risk classifications due to the fact that the insured is deployed in the military in excess of six months.

Representative Willard offered a motion to report Senate Bill No. 16 favorably. Without objection, Senate Bill No. 16 was reported favorably by a vote of 11 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, McCormick, and Willard voted yea.

#### **Senate Bill No. 373 by Senator Cloud**

Senator Cloud presented Senate Bill No. 373, which revises the time period in which insurer must provide with an insured loss claims history upon request.

Jeff Albright, Independent Insurance Agents of Louisiana, 18153 East Petroleum Drive, Baton Rouge, LA 70809, spoke in support of Senate Bill No. 373.

Representative Huval offered amendments to Senate Bill No. 373, which would: (1) Delete present law and proposed law provisions relative to unfair or deceptive acts or practices for the failure to provide claims history; (2) Add provisions relative to unfair or deceptive acts or practices for the failure to provide claims history for both personal lines insurance and commercial lines insurance.; and (3) Make technical changes. Representative Huval offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays.

Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Representative Huval offered a motion to report Senate Bill No. 373 with amendments. Without objection, Senate Bill No. 373 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Witness cards submitted by individuals who did not speak are as follows: 3 in support. Witness cards are included in the committee records.

### **Senate Bill No. 426 by Senator Barrow**

Senator Barrow presented Senate Bill No. 426, which requires health insurance coverage for COVID-19 (Coronavirus) diagnostic testing.

Representative Jordan offered amendments to House Bill No. 426, which would: (1) Modify the definition of "COVID-19 antibody test" by requiring the test to follow the Enzyme-Linked Immunosorbent Assay (ELISA) test methodology; and (2) Make technical changes. Representative Jordan offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Representative Jordan offered a motion to report Senate Bill No. 426 with amendments. Without objection, Senate Bill No. 426 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Witness cards submitted by individuals who did not speak are as follows: 1 in support. Witness cards are included in the committee records.

### **Senate Bill No. 494 by Senator Carter**

Senator Carter presented Senate Bill No. 494, which provides relative to coverage for mastectomies and reconstructive surgery.

Representative Brown offered amendments to Senate Bill No. 494, which would: (1) Change the effective date of proposed law from Jan. 1, 2021, to Aug. 1, 2020; (2) Require any new policy, contract, program, or health coverage plan issued in this state on Jan. 1, 2021, including any renewals thereof, to comply with the provisions of proposed law on Jan. 1, 2021; and (3) Make technical changes. Representative Brown offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Brown,

Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Representative Jordan offered a motion to report Senate Bill No. 494 with amendments. Without objection, Senate Bill No. 494 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Witness cards submitted by individuals who did not speak are as follows: 3 in support. Witness cards are included in the committee records.

### **Senate Bill No. 180 by Senator Morris**

Senator Morris presented Senate Bill No. 180, which provides qualifications and licensing requirements for title insurance producers.

Representative Brown offered amendments to Senate Bill No. 180, which would: (1) Remove from the list of required qualifications of a title insurance producer in proposed law a provision that excludes individuals who have committed any act that is grounds for probation or suspension of an insurance license; (2) Remove from the list of required qualifications of a title insurance producer in proposed law a provision that excludes individuals who have been convicted of a felony, including individuals who have been pardoned; (3) Remove from the list of qualifications of a title insurance producer in proposed law a provision that requires individuals to represent a title insurer; (4) Remove a provision from proposed law which exempts applicants for a license as a title insurance producer, who currently have a license in good standing to practice law, from the requirement to complete 14 hours of prelicensing education in subject areas that were included in the applicant's education through the their legal degree program; (5) Add a provision establishing an effective date of Jan. 1, 2021; and (6) Make technical changes. Representative Brown offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Representative Jordan offered a motion to report Senate Bill No. 180 with amendments. Without objection, Senate Bill No. 180 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Witness cards submitted by individuals who did not speak are as follows: 4 in support. Witness cards are included in the committee records.

**Senate Bill No. 414 by Senator Foil**

Senator Foil presented Senate Bill No. 414, which provides relative to the authority of the Insurance Committee of the Assessors' Insurance Fund to contract for group insurance.

Representative Mack offered a motion to report Senate Bill No. 414 favorably. Without objection, Senate Bill No. 414 was reported favorably by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

**Senate Bill No. 65 by Senator Talbot**

Senator Talbot presented Senate Bill No. 65, which creates an exemption for members of the armed services to avoid a penalty for lapse of automobile coverage.

Representative Illg offered a motion to report Senate Bill No. 65 favorably. Without objection, Senate Bill No. 65 was reported favorably by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Witness cards submitted by individuals who did not speak are as follows: 1 in support. Witness cards are included in the committee records.

**House Bill No. 839 by Representative Robert Owen**

Representative Brown offered a motion to voluntarily defer action on House Bill No. 839, which provides relative to a marketplace for consumers seeking healthcare services and procedures. Without objection, action on House Bill No. 839 was voluntarily deferred by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

**Senate Bill No. 71 by Senator Smith**

Warren Byrd, Department of Insurance, 1702 N. Third Street, Baton Rouge, LA 70802, presented Senate Bill No. 71, which provides for the Louisiana Automotive Insurance Plan.

Representative Jordan offered a motion to report Senate Bill No. 71 favorably. Without objection, Senate Bill No. 71 was reported favorably by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

**Senate Bill No. 72 by Senator Smith**

Warren Byrd, Department of Insurance, 1702 N. Third Street, Baton Rouge, LA 70802, presented Senate Bill No. 72, which provides for certain fees collected by the commissioner of insurance from property and casualty insurers.

Representative Jordan offered a motion to report Senate Bill No. 72 favorably. Without objection, Senate Bill No. 72 was reported favorably by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firmment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Witness cards submitted by individuals who did not speak are as follows: 1 in support. Witness cards are included in the committee records.

**Senate Bill No. 174 by Senator Bernard**

Representative Firmment presented Senate Bill No. 174, which provides relative to health insurance.

Representative Mack offered a motion to report Senate Bill No. 174 favorably. Without objection, Senate Bill No. 174 was reported favorably by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firmment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

**House Concurrent Resolution No. 50 by Representative Green**

Representative Green presented House Concurrent Resolution No. 50, which requests the Department of Insurance to study and report on the status of health insurance benefits relative to postpartum diastasis recti, pelvic floor dysfunction, and breast reduction.

Representative Jordan offered a motion to report House Concurrent Resolution No. 50 favorably. Without objection, House Concurrent Resolution No. 50 was reported favorably by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firmment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

**House Bill No. 311 by Representative Huval**

Representative Huval presented House Bill No. 311, which provides relative to denial of coverage by dental plans.

Dickie Patterson, Delta Dental Insurance, 2009 Rivey Crest, Hammond, LA, spoke in support of House Bill No. 311.

Representative Huval offered amendments to House Bill No. 311, which would extend the waiting period that may be imposed for coverage of preexisting conditions from 6 months to 12 months. Representative Huval offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Representative Huval offered a motion to report House Bill No. 311 with amendments. Without objection, House Bill No. 311 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Witness cards submitted by individuals who did not speak are as follows: 3 in support. Witness cards are included in the committee records.

### **House Bill No. 353 by Representative Brown**

Representative Brown presented House Bill No. 353, which provides relative to claims for dental services made by healthcare providers.

Dickie Patterson, Delta Dental Insurance, 2009 Rivey Crest, Hammond, LA, spoke in opposition of House Bill No. 353.

Representative Brown offered amendments to House Bill No. 353, which would: (1) Prohibit a dental service contractor, insurer, or other third-party payer from downcoding the installation service of a fixed bridge to a removable bridge; and (2) Make technical changes. Representative Brown offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Representative Firment offered a motion to report House Bill No. 353 with amendments. Without objection, House Bill No. 353 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Witness cards submitted by individuals who did not speak are as follows: 5 in support and 3 in opposition. Witness cards are included in the committee records.

### **House Bill No. 614 by Representative Seabaugh**

Representative Seabaugh presented House Bill No. 614, which provides relative to data security for persons regulated by the commissioner of insurance.

Joe Gendron, Louisiana Bankers Association, 5555 Bankers Avenue, Baton Rouge, LA 70808, spoke for information only.

Jim Donelon, Commissioner of Insurance, 1702 N. Third Street, Baton Rouge, LA 70802, spoke in support of House Bill No. 614.

Representative Jordan offered amendments to House Bill No. 614, which would: (1) Remove the provision of proposed law which states the purpose and intent of proposed law and replace it with a provision which states that proposed law establishes exclusive standards for La. which are applicable to licensees for data security, the investigation of a cybersecurity event, and notification to the commissioner; (2) Specify that references in definitions of "cybersecurity event" and "information system" regarding information means nonpublic information; (3) Change a provision in the list of exclusions set forth in the definition of a "licensee" from a licensee acting as an assuming insurer that is domiciled in another state or jurisdiction to a person acting as such an assuming insurer; (4) Clarify that the definition of "nonpublic information" refers to electronic information; (5) Remove a provision of proposed law that defines "nonpublic information" as businessrelated information of a licensee that would cause an adverse impact to the business, operations, or security of the licensee if the information were to be tampered with or be disclosed, accessed, or used without authorization; (6) Clarify that the reference to an account number in the list of identifying information contained in the definition of "nonpublic information" is a financial account number; (7) Clarify that information or data created or derived from a healthcare provider or consumer be information that identifies a particular consumer in order for it to be identifying information for the purposes of defining "nonpublic information"; (8) Add that a licensee who learns about a cybersecurity event relative to a third-party service provider's system make a reasonable effort to complete the steps required by proposed law or make a reasonable effort to confirm and document that the third-party service provider has completed such steps; (9) Change notice requirements from requiring that a licensee notify the commissioner of a cybersecurity event as promptly as possible but no later than seventy-two hours to requiring that a licensee furnish such notice without unreasonable delay but no later than three business days, and change subsequent notice requirement references of seventy-two hours to three business days; (10) Clarify that the notice requirement refers to a cybersecurity event involving nonpublic information in the possession of the licensee; (11) Add adjusters and public adjusters as defined in present law, R.S. 22:1661 and 1692, to the notification criterion regarding the licensee's domicile or home state; (12) Add to the criterion regarding the licensee's domicile or home state that the cybersecurity event has reasonable likelihood of materially harming either any consumer residing in this state or any material part of the normal operation of the licensee; (13) Clarify that subsequent notice requirements apply to material changes to previously provided information relative to the cybersecurity event; (14) Clarify that the requirements regarding what information be provided to the commissioner regarding the cybersecurity event be provided when making notice as required by proposed law; (15) Add an exception to the requirement that licensees give notice of a cybersecurity event when a system is maintained by a third-party service provider when the third-party service provider has already given notice as required by proposed law; (16) Add to the provision requiring notice when a cybersecurity

event involves information accessed by the consumer through an independent insurance producer that such notice be required when it is required by the Database Security Breach Notification Law; (17) Change the requirement for when a cybersecurity event involves information accessed by the consumer through an independent insurance producer from as soon as practicable as directed by the commissioner to no later than the time at which notice is provided to the affected consumers; (18) Add to the provision requiring notice when a cybersecurity event involves information accessed by the consumer through an independent insurance producer that an insurer is excused from this obligation for any producers who are not authorized by law or contract to sell, solicit, or negotiate on behalf of the insurer; (19) Add to Public Records Law exception that the commissioner cannot otherwise make the documents, materials, or other information public; (20) Add a provision that excludes documents, materials, or other information in the control of the NAIC or a third-party from the Public Records Law; (21) Change the provision that a licensee is excluded from the information security program if the licensee has fewer than ten employees to if the licensee has fewer than twenty-five employees and remove the inclusion of independent contractors; (22) Add to the list of criteria for the exclusion of a licensee from the information security program that the licensee has less than five million dollars in gross annual revenue and less than ten million dollars in year-end total assets; (23) Add to the list of criteria for the exclusion of a licensee from the information security program if the licensee is subject to the Gramm-Leach-Bliley Act and meets the requirements of the act; (24) Add to the list of criteria for the exclusion of a licensee from the information security program if the licensee is subject to present law and notify affected consumers and the commissioner consistent with the requirements of the Gramm-Leach-Bliley Act; (25) Add that a licensee who satisfies the provisions of proposed law may assert a defense to any cause of action arising in tort and alleging the failure to implement reasonable information security controls resulted in a data breach of nonpublic information; and (26) Add that the provisions of R.S. 22:2504(F) shall become effective on Aug. 1, 2022, the provisions of R.S. 22:250 shall become effective on Aug. 1, 2021, and Sections 1, 2, 3, and 4 shall become effective on Aug. 1, 2020. Representative Jordan offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Representative Huval offered a motion to report House Bill No. 614 with amendments. Without objection, House Bill No. 614 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Witness cards submitted by individuals who did not speak are as follows: 2 for information only. Witness cards are included in the committee records.

**House Bill No. 297 by Representative Jordan**

Representative Jordan presented House Bill No. 297, which provides for the membership of the pharmacy benefit manager monitoring advisory council.

Robert Reiger, Adams and Reese, LLP, 450 Laurel Street, Suite 1900, Baton Rouge, LA 70801, spoke in support of House Bill No. 297.

Bernard LeBas, LIPA, spoke in opposition to House Bill No. 297.

Randall Johnson, Louisiana Independent Pharmacies Association, 543 Spanish Town Road, Baton Rouge, LA 70802, spoke in opposition to House Bill No. 297.

Robert Hollier, Hollier's Family Pharmacy, 1456 E. Bridge Street, Breaux Bridge, LA 70517, spoke in opposition to House Bill No. 297.

Representative Jordan offered amendments to House Bill No. 297, which would authorize the president of the Pharmaceutical Care Management Association to appoint as his designee a pharmacy benefit manager licensed by the Louisiana Board of Pharmacy when pharmacy benefit managers become licensees of the board. Representative Jordan offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Representative McCormick offered a motion to involuntarily defer action on House Bill No. 297, to which Representative Jordan objected. Representative Jordan offered a substitute motion to report House Bill No. 297 with amendments. The administrative assistant called the roll and the motion failed to pass by a vote of 3 yeas, 8 nays, and 1 abstention. Representatives Jordan, Green, and Willard voted yea. Representatives DuBuisson, Edmonston, Firment, Frieman, Huval, Illg, Mack, and McCormick voted nay. Representative Brown abstained. The administrative assistant called the roll on the original motion to involuntarily defer and action on House Bill No. 297 was involuntarily deferred by a vote of 8 yeas, 3 nays, and 1 abstention. Representatives DuBuisson, Edmonston, Firment, Frieman, Huval, Illg, Mack, and McCormick voted yea. Representatives Jordan, Green, and Willard voted nay. Representative Brown abstained.

Witness cards submitted by individuals who did not speak are as follows: 5 in support and 10 in opposition. Witness cards are included in the committee records.

**House Bill No. 609 by Representative Jordan**

Representative Jordan presented House Bill No. 609, which provides relative to the regulation of pharmacy benefit managers.

Robert Reiger, Adams and Reese, LLP, 450 Laurel Street, Suite 1900, Baton Rouge, LA 70801, spoke in support of House Bill No. 609.

Randall Johnson, Louisiana Independent Pharmacies Association, 543 Spanish Town Road, Baton Rouge, LA 70802, spoke in opposition to House Bill No. 609.

Robert Hollier, Hollier's Family Pharmacy, 1456 E. Bridge Street, Breaux Bridge, LA 70517, spoke in opposition to House Bill No. 609.

Representative Jordan offered amendments to House Bill No. 609, which would authorize an entity governed by state or federal law to direct or request a pharmacy benefit manager to provide certain information to health plan providers. Representative Jordan offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 9 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Firment, Frieman, Huval, Illg, Mack, and McCormick voted yea.

Representative McCormick offered a motion to involuntarily defer House Bill No. 609 to which Representative Mack objected. Representative Mack offered a substitute motion to voluntarily defer House Bill No. 407. The administrative assistant called the roll and the substitute motion passed by a vote of 11 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, and McCormick voted yea.

Witness cards submitted by individuals who did not speak are as follows: 6 in support and 10 in opposition. Witness cards are included in the committee records

### **House Bill No. 387 by Representative Jordan**

Representative Jordan offered a motion to voluntarily defer action on House Bill No. 387, which provides for the regulation of pharmacy services administrative organizations. Without objection, action on House Bill No. 387 was voluntarily deferred by a vote of 11 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, and McCormick voted yea.

### **House Bill No. 283 by Representative Crews**

Representative Crews presented House Bill No. 283, which provides relative to billing by noncontracted facility-based physicians.

Jeff Drozda, LAHP, 450 Laurel Street, Baton Rouge, LA 70801, spoke in support of House Bill No. 283.

Jim Donelon, Commissioner of Insurance, 1702 N. Third Street, Baton Rouge, LA 70802, spoke in support of House Bill No. 283.

Derrell Cohoon, AHIP, 214 N. 5<sup>th</sup> Street, Baton Rouge, LA 70801, spoke in support of House Bill No. 283.

Jennifer McMahon, Metropolitan Hospital Council of New Orleans, 2450 Severn Avenue, Metairie, LA 70001, spoke in opposition to House Bill No. 283.

Kraig deLanzac, M.D., Louisiana Society of Anesthesiology, 12 Tara Place, Metairie, LA 70002, spoke in opposition to House Bill No. 283.

Representative Mack offered amendments to House Bill No. 283, which would: (1) Require a facility-based physician at an in-network facility to either contract with the same insurers as the facility or secure payment from the facility; (2) Remove provisions relative to prohibiting a facility-based physician from being paid in excess of the median amount paid by the issuer to contracted providers in the parish for similar services; and (3) Make technical changes. Representative Mack offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Brown, Jordan, DuBuisson, Edmonston, Firment, Frieman, Green, Huval, Illg, Mack, McCormick, and Willard voted yea.

Representative Mack offered a motion to report House Bill No. 283 with amendments, to which Representative Huval objected. The administrative assistant called the roll, and House Bill No. 283 was reported with amendments by a vote of 8 yeas, 3 nays, and 1 abstention. Representatives Jordan, DuBuisson, Edmonston, Frieman, Green, Illg, Mack, and McCormick voted yea. Representatives Firment, Huval, and Willard voted nay. Representative Brown abstained.

Witness cards submitted by individuals who did not speak are as follows: 9 in support and 24 in opposition. Witness cards are included in the committee records

#### **IV. OTHER BUSINESS**

There was no other business.

#### **V. ANNOUNCEMENTS**

There were no announcements.

**VI. ADJOURNMENT**

The meeting was adjourned at 6:33 p.m.

Respectfully submitted,

Chairman Chad Brown  
House Committee on Insurance

Date adopted: April 22, 2021