

## House Committee on Health and Welfare

Minutes of Meeting  
2022 Regular Session  
May 10, 2022

### I. CALL TO ORDER

Representative Lawrence A. "Larry" Bagley, chairman of the House Committee on Health and Welfare, called the meeting to order at 9:37 a.m. in Room 5, in the state capitol in Baton Rouge, Louisiana.

### II. ROLL CALL

#### MEMBERS PRESENT:

Representative Lawrence A. "Larry" Bagley, chairman  
Representative Roy Daryl Adams  
Representative Raymond J. Crews  
Representative Michael Charles Echols  
Representative Jason Hughes  
Representative C. Travis Johnson  
Representative Ed Larvadain, III  
Representative Wayne McMahan  
Representative Robert "Bob" Owen  
Representative Thomas A. Pressly  
Representative Laurie Schlegel  
Representative Larry Selders  
Representative Joseph A. Stagni  
Representative Christopher Turner, vice chairman

#### MEMBERS ABSENT:

Representative Robby Carter  
Representative Kenny R. Cox  
Representative Dustin Miller  
Representative Patricia "Pat" Moore

#### STAFF MEMBERS PRESENT:

Meah Johnson, attorney  
Drew Murray, legislative analyst  
Kristy Neubrandner, committee administrative assistant

**ADDITIONAL ATTENDEES PRESENT:**

Braley Trabeau, committee clerk  
Faye Talbot, sergeant at arms

**III. DISCUSSION OF LEGISLATION****House Bill No. 600 by Representative Frieman**

*This is a continuation of the discussion on House Bill No. 600 from May 3, 2022. Please check for the prior action to complete the record of discussion and motions on House Bill No. 600.*

Representative Frieman presented House Bill No. 600, which provides for release of opt-out information to the public when state law requires a vaccination or immunization.

Representative Bagley offered a motion to reconsider the vote by which the amendments to House Bill No. 600 were adopted on May 3, 2022. Without objection, the motion to reconsider the vote passed by a vote of 11 yeas and 0 nays. Representatives Bagley, Adams, Crews, Echols, Travis Johnson, McMahan, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

Representative Bagley offered a motion to withdraw the amendments to House Bill No. 600. Without objection, the amendments were withdrawn by a vote of 11 yeas and 0 nays. Representatives Bagley, Adams, Crews, Echols, Travis Johnson, McMahan, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

Representative Stagni offered amendments to:

- (1) Require any state or local government entity recommending, requesting, or requiring an immunization or vaccination to provide information relative to exempting oneself from or opting-out of the recommended, requested, or required vaccination or immunization.
- (2) Require information about reporting to the Vaccine Adverse Event Reporting System and people's rights to exempt themselves from and opt-out of vaccinations and immunizations be included in the information provided by the requesting, recommending, or requiring entities.
- (3) Provide that the information required by proposed law shall be communicated in any written communications from the requesting, recommending, or requiring entities.

- (4) Require the La. Dept. of Health to provide downloadable content for the requesting, recommending, or requiring entities to use to carry out the provisions of proposed law.
- (5) Remove the requirement for opt-out and exemption information to be provided in the event of a governmental vaccination mandate.
- (6) Remove the requirement for the La. Dept. of Health to publicize and distribute all information relative to opting out of and exempting from immunizations or vaccinations.
- (7) Remove the requirement for annual updates regarding the opt-out and exemption information provided by the La. Dept. of Health.
- (8) Remove the requirement for the La. Dept. of Health to determine the most cost-effective means of distribution.
- (9) Make technical corrections.

Representative Stagni offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 10 yeas and 0 nays. Representatives Bagley, Adams, Crews, Echols, McMahan, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

Representative Stagni offered a motion to report House Bill No. 600 with amendments. Without objection, House Bill No. 600 was reported with amendments by a vote of 11 yeas and 0 nays. Representatives Bagley, Adams, Crews, Echols, Larvadain, McMahan, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

Witness cards submitted by individuals who did not speak are as follows: 3 in support and 7 in opposition. Witness cards are included in the committee records.

Statements submitted in accordance with House Rule 14.33 in lieu of appearing before the committee are as follows: 5 in support and 1 in opposition. Copies of these statements are included in the committee records.

### **House Resolution No. 108 by Representative Zeringue**

Chairman Bagley announced that action on House Resolution No. 108, which urges and requests the La. Dept. of Health to explore ways to procure services related to Medicaid Management Information Systems that will reduce administrative costs, lower the chance of federal penalties, and secure high-quality contractors, was voluntarily deferred.

**Senate Bill No. 30 by Senator Fred Mills**

Senator Fred Mills presented Senate Bill No. 30, which provides relative to facility need review.

Representative Bagley offered technical amendments. Representative Bagley offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Bagley, Adams, Crews, Echols, Larvadain, McMahan, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

Representative Larvadain offered a motion to report Senate Bill No. 30 with amendments. Without objection, Senate Bill No. 30 was reported with amendments by a vote of 11 yeas and 0 nays. Representatives Bagley, Adams, Crews, Echols, Larvadain, McMahan, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

Witness cards submitted by individuals who did not speak are as follows: 1 in support and 2 for information only. Witness cards are included in the committee records.

**Senate Bill No. 31 by Senator Fred Mills**

Senator Fred Mills presented Senate Bill No. 31, which provides for the repeal of certain inactive or obsolete healthcare laws.

Representative Pressly offered a motion to report Senate Bill No. 31 favorably. Without objection, Senate Bill No. 31 was reported favorably by a vote of 11 yeas and 0 nays. Representatives Bagley, Adams, Crews, Echols, Larvadain, McMahan, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

**Senate Bill No. 33 by Senator Fred Mills**

Senator Fred Mills presented Senate Bill No. 33, which provides relative to alternate electrical power sources in nursing facilities.

Mark Berger, Louisiana Nursing Home Association, 7844 Office Park Boulevard, Baton Rouge, LA 70809, (225) 927-5642, spoke in support of Senate Bill No. 33.

Representative Stagni offered a motion to report Senate Bill No. 33 favorably. Without objection, Senate Bill No. 33 was reported favorably by a vote of 11 yeas and 0 nays. Representatives Bagley, Crews, Echols, Travis Johnson, Larvadain, McMahan, Pressly, Schlegel, Selders, Stagni, and Turner 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.

Statements submitted in accordance with House Rule 14.33 in lieu of appearing before the committee are as follows: 1 in support. Copies of these statements are included in the committee records.

**Senate Bill No. 59 by Senator Fred Mills**

Senator Fred Mills presented Senate Bill No. 59, which provides relative to prepayment reviews conducted by Medicaid managed care organizations.

Representative Bagley offered amendments to:

- (1) Provide that nothing in proposed law shall prohibit a managed care organization (MCO) from notifying the La. Dept. of Health of healthcare providers suspected of committing fraud and abuse.
- (2) Provide that nothing in proposed law shall prohibit the La. Dept. of Health from requiring all MCOs to coordinate efforts to combat and prevent fraud and abuse pursuant to any requirements ordered by the department in accordance with present law.
- (3) Stipulate that proposed law shall not apply to any dental coordinated care network as defined in present law.
- (4) Make technical changes.

Representative Bagley offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Bagley, Crews, Echols, Travis Johnson, Larvadain, McMahan, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

Greg Waddell, Louisiana Hospital Association, 9521 Brookline Avenue, Baton Rouge, LA 70809, (225) 928-0026, spoke in support of Senate Bill No. 59.

Representative Pressly offered a motion to report Senate Bill No. 59 with amendments. Without objection, Senate Bill No. 59 was reported with amendments by a vote of 11 yeas and 0 nays. Representatives Bagley, Crews, Echols, Travis Johnson, Larvadain, McMahan, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

Witness cards submitted by individuals who did not speak are as follows: 13 in support. Witness cards are included in the committee records.

**Senate Bill No. 83 by Senator Fred Mills**

Senator Fred Mills presented Senate Bill No. 83, which creates the Council on Medicaid Pharmacy Reimbursement.

The committee stood at ease at 10:20 a.m. The committee reconvened at 10:39 a.m.

Representative Echols offered amendments to:

- (1) Require two additional members to be added to the Council on Medicaid Pharmacy Reimbursement.
- (2) Establish a licensure provision for certain members of the Council on Medicaid Pharmacy Reimbursement.
- (3) Provide additional duties for the Council on Medicaid Pharmacy Reimbursement to perform relative to reimbursement information provisions and policy and procedure-related recommendations.
- (4) Provide that the Council on Medicaid Pharmacy Reimbursement may seek assistance relative to carrying out the duties outlined in proposed law from certain parties.
- (5) Make technical corrections.

Representative Echols offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 10 yeas and 0 nays. Representatives Bagley, Crews, Echols, Travis Johnson, Larvadain, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

Diane Milan, Chateau Drugs, 3544 West Esplanade, Metairie, LA 70002, (504) 889-2300, spoke in support of Senate Bill No. 83.

Representative Stagni offered a motion to report Senate Bill No. 83 with amendments. Without objection, Senate Bill No. 83 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Bagley, Adams, Crews, Echols, Hughes, Travis Johnson, Larvadain, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

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

**Senate Bill No. 99 by Senator Fred Mills**

Senator Fred Mills presented Senate Bill No. 99, which provides relative to permits issued by the Louisiana Board of Pharmacy.

Representative Bagley offered amendments to:

- (1) Authorize a pharmacy benefit manager (PBM) to file for a hearing before the division of administrative law upon notice from the La. Board of Pharmacy of the board's intention to take certain adverse or disciplinary actions against the PBM; provide for appeals of decisions resulting from such hearings.
- (2) Provide that nothing in proposed law shall be construed to prevent a PBM from proceeding with a hearing before the La. Board of Pharmacy as authorized in present law relative to administrative procedure.
- (3) Provide that nothing in proposed law shall be construed to prevent the La. Board of Pharmacy from taking any other action authorized by present law or present administrative rule that would not result in suspension or termination of the PBM's permit.

Representative Bagley offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Bagley, Adams, Crews, Echols, Travis Johnson, Larvadain, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

Randal Johnson, Louisiana Independent Pharmacies, 543 Spanish Town Road, Baton Rouge, LA 70802, (225) 308-2030, spoke in support of Senate Bill No. 99.

Josh Sonnier, Ironworkers Local 623, 6153 Airline Highway, Baton Rouge, LA 70805, (225) 281-3118, spoke in opposition to Senate Bill No. 99.

Rob Rieger, Adams and Reese, 450 Laurel Street, Suite 1900, Baton Rouge, LA 70801, (225) 336-5200, spoke in opposition to Senate Bill No. 99.

Representative Bagley offered a motion to report Senate Bill No. 99 with amendments, to which Representative Crews objected. The administrative assistant called the roll, and Senate Bill No. 99 was reported with amendments by a vote of 11 yeas and 1 nays. Representatives Bagley, Adams, Echols, Hughes, Travis Johnson, Larvadain, Robert Owen, Schlegel, Selders, Stagni, and Turner voted yea. Representative Crews voted nay.

Witness cards submitted by individuals who did not speak are as follows: 4 in support, 6 in opposition, and 1 for information only. Witness cards are included in the committee records.

**Senate Bill No. 257 by Senator Fred Mills**

Senator Fred Mills presented Senate Bill No. 257, which provides relative to Medicaid coverage for continuous glucose monitors.

Representative Crews offered a motion to report Senate Bill No. 257 favorably. Without objection, Senate Bill No. 257 was reported favorably by a vote of 11 yeas and 0 nays. Representatives Bagley, Adams, Crews, Echols, Travis Johnson, Larvadain, Robert Owen, Schlegel, Selders, Stagni, and Turner voted yea.

Witness cards submitted by individuals who did not speak are as follows: 2 in support and 1 for information only. Witness cards are included in the committee records.

Statements submitted in accordance with House Rule 14.33 in lieu of appearing before the committee are as follows: 1 in support. Copies of these statements are included in the committee records.

**Senate Bill No. 328 by Senator Fred Mills**

Senator Fred Mills presented Senate Bill No. 328, which provides relative to the Louisiana State Board of Optometry Examiners.

Representative Stagni offered amendments to:

- (1) Provide that proposed law shall not be construed to prohibit a member of the board from holding an elected or appointed position in an association for optometry regulatory boards.
- (2) Revise present law to change the number of members constituting a quorum of the board from three to four.
- (3) Revise present law to provide that in addition to U.S. citizens, persons with valid and current legal authority to reside and work in the U.S. may qualify to apply for licensure as optometrists in La.
- (4) Repeal present law relative to recording of certain certificates and issuance of lists of licensed optometrists.
- (5) Provide that proposed law shall become effective upon signature of the governor or lapse of time for gubernatorial action.
- (6) Make technical changes.



Representative Stagni offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Bagley, Adams, Crews, Echols, Travis Johnson, Larvadain, Robert Owen, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

Representative Stagni offered a motion to report Senate Bill No. 328 with amendments. Without objection, Senate Bill No. 328 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Bagley, Adams, Crews, Echols, Travis Johnson, Larvadain, Robert Owen, Pressly, Schlegel, Selders, Stagni, and Turner 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

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

There was no other business.

#### **V. ANNOUNCEMENTS**

There were no announcements.

#### **VI. ADJOURNMENT**

Representative Travis Johnson offered a motion to adjourn. Without objection, the motion passed by a vote of 12 yeas and 0 nays. Representatives Bagley, Adams, Crews, Echols, Travis Johnson, Larvadain, Robert Owen, Pressly, Schlegel, Selders, Stagni, and Turner voted yea.

The meeting was adjourned at 11:26 a.m.

Respectfully submitted,

Chairman Lawrence A. "Larry" Bagley  
House Committee on Health and Welfare

Date adopted: