The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

**SB 366 Engrossed 2022 Regular Session Harris**

**Present law** (R.S. 22:976.1(B)) requires a health insurance issuer to include any cost-sharing amounts paid by the enrollee or on behalf of the enrollee by another person, when such issuer is calculating the enrollee's contribution to any applicable cost-sharing requirement.

**Proposed law** retains **present law**. **Proposed law** adds that if the **present law** requirement results in health savings account ineligibility under federal law relative to health savings accounts (26 U.S.C. 223), the requirement will apply for health savings account-qualified high deductible health plans with respect to the deductible of the plan after the enrollee has satisfied the minimum deductible under the federal law.

**Proposed law** further provides an exception with respect to items or services that are preventative care relative to safe harbor for absence of a preventative care deductible (26 U.S.C. 223(c)(2)(C)), in which case the requirements of **proposed law** apply regardless of whether the minimum deductible under federal law has been satisfied.

**Present law** authorizes the commissioner of insurance to promulgate rules and regulations necessary to implement **present** and **proposed law**. **Proposed law** specifies for rule promulgation to be in accordance with the APA. Otherwise retains **present law**.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 22:976.1(B) and (D))

**Summary of Amendments Adopted by Senate**

Committee Amendments Proposed by Senate Committee on Insurance to the original bill

1. Makes technical changes.

**Summary of Amendments Adopted by House**

The Committee Amendments Proposed by House Committee on Insurance to the engrossed bill:

1. Make technical changes.