

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 282 by Senator Hebert

1 AMENDMENT NO. 1

2 On page 1, line 2, delete "and R.S. 40:1300.112(13)"

3 AMENDMENT NO. 2

4 On page 1, lines 4 and 5, delete "and the Department of Health and Hospitals"

5 AMENDMENT NO. 3

6 On page 1, delete lines 9 through 17 in their entirety and in lieu thereof insert the following:

7 "A. Every health insurance issuer doing business in the State of
8 Louisiana shall develop and maintain a database which shall allow an enrollee
9 web access to determine if a health care provider or health care facility is a
10 contracted health care provider with their health insurance issuer and web
11 access to a health insurance issuer's network of providers accessed or utilized
12 by a health insurance issuer.

13 B. Every health care issuer shall maintain the most current name and
14 the National Provider Identifier unique identification number, as set forth in 45
15 CFR §162.402, et. seq., for each of its contracted health care providers and the
16 specific insurance coverage in which the health care provider is contracted to
17 provide health care services.

18 C. Every health care issuer shall include the following information in
19 their database:

20 (1) The name, address and contact information of the health care
21 provider.

22 (2) All applicable specialties and subspecialties of such health care
23 provider, if any, as recognized by the American Board of Medical Specialties.

24 (3) The National Provider Identifier, unique identification number of
25 such health care provider.

26 D. The database shall be formatted in such a manner to allow an
27 enrollee or insured access to the information through a web based application
28 to determine if a health care provider is a contracted health care provider.

29 E. (1) As a penalty in accordance with R.S. 49:961, the commissioner
30 may refuse to renew, or may suspend, or revoke the certificate of authority of
31 any health insurance insurer violating any of the provisions of this Section, or
32 in lieu of suspension or revocation of a license duly issued, the commissioner
33 may levy a civil fine not to exceed one thousand dollars for each and every act
34 or violation, but not to exceed an aggregate penalty of one hundred thousand
35 dollars unless the person knew or reasonably should have known he was in
36 violation of this Section, in which case the civil fine shall not be more than
37 twenty-five thousand dollars for each and every act or violation, but not to
38 exceed an aggregate penalty of two hundred fifty thousand dollars in any six
39 month period, when such acts or violations warrant the refusal, suspension, or
40 revocation of such certificate, or the imposition of the fine, or both.

41 (2) A health insurance issuer aggrieved by the commissioner's decision,
42 act, or order may demand a hearing in accordance with Chapter 12 of this Title,
43 R.S. 22:2191 et seq. If the health insurance issuer had demanded a timely
44 hearing, the penalty or fine ordered by the commissioner shall not be imposed

1 until such time as the Division of Administrative Law makes a finding that the
2 penalty or fine is warranted in a proper hearing, held in a manner provided in
3 Chapter 12 of this Title.

4 F. The Department of Insurance may promulgate rules and regulations
5 necessary to implement the provisions of this Section.

6 AMENDMENT NO. 4

7 On page 2, delete lines 1 through 3 in their entirety.