

## CONFERENCE COMMITTEE REPORT DIGEST

House Bill No. 404 by Representative Kleckley

Digest of Bill as Finally Passed by the House

Kleckley

HB No. 404

Proposed law makes numerous technical changes to present law, approximately one-third of the Louisiana Insurance Code, Title 22 of the Louisiana Revised Statutes of 1950. Such changes include correction of citations, updates of terms and language, reorganization of provisions, elimination of obsolete or ineffective provisions, such as transition provisions and past effective dates, and harmonizing of inconsistent provisions.

Proposed law further directs the Louisiana State Law Institute to redesignate certain provisions of present law, as follows:

- (1) R.S. 22:20 as R.S. 22:1566.
- (2) R.S. 22:2391 through 2401 as R.S. 22:1260.1 through 1260.11.
- (3) R.S. 22:2411 through 2436 as R.S. 22:550.1 through 550.26.

(Amends R.S. 22:2, 3, 11, 12, 14(A)(intro. para.) and (4) and (B), 16, 18, 19, 21, 23(A), (B), (C), and (D)(2), 24, 31, 32(A)(1)(intro. para.) and (1)(f) and (j), (B), (C), and (E), 33(A)(intro. para.), 41(6) and (13), 43(B)(2), 46(1), (4), (5), (7), (8), (9)(b), (c), and (d), (11), (12), (13), and (15), 47(2), (3), (6), (8), (10)(b), (12), and (13)(a), 48(A), 61, 62(7) and (11), 63, 65(11)(c), 67(C), 68(C)(1), 69, 71, 72(C), 73, 81, 82(B), (C)(1)(a) and (b), and (D), 86, 88, 91, 94, 96(A), 111, 112(B) and (D), 116, 117, 119, 120(6), 124, 132(A), (B), and (D), 133, 135, 141, 142(C), 143(A)(4), 146(B), 148, 149, 150, 161(B), 165, 168, 171, 172, 175(intro. para.), 176, 177(B), 183, the title of Subpart G of Part I of Chapter 2 of Title 22 of the La. R.S., R.S. 22:191 through 194, 195(A) and (B)(1) and (2), 196, 197(A), 198 through 202, 204, 206, 208, 210(intro. para.), 211 through 215, 216(A) and (B), 236(11), 236.3(A), (B), and (D), 236.4(A), 242(3), (6), and (7), 243(D)(1) and (E)(3), 247, 249, 250(B), 252(C)(3) and (4), 254(C)(1), 255, 256(A), 260(A), 262(C), 266, 270(A), 272(F), 290(intro. para.) and (6), 310(A)(2), (B), and (D), 313, 331, 332(A)(4), 333(B) and (C), 337(A)(18) and (B), 340(A)(intro. para.), 347(D)(1), 361(4) and (5), 364(intro. para.) and (1), 365(A) and (C) through (F), 369(2) and (4), 371(A), 381(3), 384(intro. para.) and (1), 385(C), (D), and (E), 388.1, 393(A), 409, 413, 432, 433(A), 434, 435(B)(1)(a) and (b), (D), and (H)(1)(intro. para.) and (2), 436(A), (D)(2), and (G), 437, 438(A), 439(B) and (C), 440, 441(A)(3), (B), (C), and (D), 442(A), 443(A)(intro. para.) and (B), 445, the Title of Subpart P of Part I of Title 22 of the La. R.S., 451, 453(A), 455, 456, 457, 460(B) and (C), 461(A), (F), (G), (H), and (I), 465, 466, 467, 469(A), 481, 482(3)(intro. para.) and (12)(g)(ii), 483(A), 484(B)(1) and (2), (D)(1) and (2)(intro. para.), (H), and (K), 485(intro. para.), 490, 491(A) and (C), 492, 493, 494, 498(B), 511(B), 512(5), (6), (7), (8), (14), (16), and (17)(b)(intro. para.), 513, 515(C)(1)(intro. para.) and (b), 517, 518, 519, 520(A)(intro. para.) and (7) and (B), 521(A)(intro. para.), (B), and (D), 522, 523, 524, 525, 526(A), 527, 528(1) and (2), 529, 530, 531(A), 532(A)(intro. para.), (1)(intro. para.) and (a) and (3)(b) and (B)(2), (3)(b), (d), and (k)(intro. para.) and (ii), 533, 534, 536(A)(intro. para.) and (2), (B), and (D), the Title of Part II of Chapter 2 of the La. R.S., R.S. 22:551, 552(2), (4), and (5), 553, 554(A), (B), and (D), 555, and 556(A), (B), (C), and (D), 571, 572, 574(B)(1) and (D), 583, 584(A)(4), (5)(a)(i), (b)(intro. para.), and (h), (6), (9), (13), and (18)(b), (B), (D)(1)(b), (G)(2), (3), and (6), (L)(2), and (N), 586(B)(intro. para.), 588(A)(5), 589(A) and (B), 590(A), 593, 596, 598(intro. para.) and (8), 599(5), 601(F)(1), 611(4) and (11)(b), 613(A)(2) and (B)(1), 615(B), 616(B), 617(intro. para.), 618(A), 619(A), 620(C), 631(4) and (6), 634(A)(intro. para.) and (1), (B)(intro. para.) and (1) and (2), and (C)(1), 635(A)(intro. para.) and (1), (6)(b), and (8), (B)(intro. para.), and (C)(1), 636(A)(intro. para.) and (1) and (B), 637(A)(intro. para.) and (1) and (B), 638(2)(b) and (3), 651(D)(1), 654(A)(1), 661(B), 672, 673, 674(A)(3) and (B), 693(B)(2)(intro. para.), 694(D)(1)(intro. para.), 696(C), 699, 701, 703(A)(1)(b), 704(B)(2)(a)(intro. para.) and (b), 709(B), 710, 714, 715, 722, 723, 731(A)(3), 751(E)(intro. para.) and (F), 752(A), (B)(1), and (D)(1), 753(B)(1)(a), (b), (e), and (f), (2)(a)(intro. para.) and (ii), (iii), and (v), (3)(a), (b)(i) and (ii), (c)(intro. para.) and (iii),

(d)(iii) and (iv), (4)(a)(intro. para.), (b), and (c), (6)(a), (8)(b), (9), and (10), 754, 763, 768, 769, 770, 771, 781(C), (I)(3), and (J), 791 through 796, 802, 809(A), 821, 831, 832(A) and (B), 833(A), (B), and (C)(1), 834(B)(1) and (2), 835(A) and (C), 838, 839, 840, 842, 844, 845, and 846(A) and (B); Adds R.S. 22:46(19), (20), and (21), 74, and 971.1; Repeals R.S. 22:15, 22, 32(A)(1)(h), 49, 64(C), 65(5) and (7), 169, 246(D), 261, 435(B)(5), 454(E), 469(D), 487, 497, 554(E), 584(A)(16), 595, 724, 751(E)(5), 753(B)(2)(b), and 2271-2277)

Summary of Amendments Adopted by the Senate

Senate Floor Amendments to the Reengrossed Bill.

1. Provides that unless issued in response to a gubernatorially declared emergency or disaster, no directive, bulletin, advisory letter, or any other written communication relative to health insurance reimbursement shall subject any person to any civil, criminal, or administrative penalty unless such directive or any other written communication has been promulgated according to the rulemaking provisions of the Administrative Procedure Act.
2. Provides that proposed law is curative and remedial and shall be applied both prospectively and retroactively from May 1, 2009, to August 15, 2010. Also provides that any such directive or other written communication which is issued or reissued from May 1, 2009, to August 15, 2010, that is not promulgated in accordance with proposed law shall be null and void and of no effect.
3. Makes effective upon signature of governor or lapse of time for gubernatorial action.

Digest of Bill as Proposed by Conference Committee

Same as bill as finally passed by the House.