

**SENATE COMMITTEE AMENDMENTS**

2025 Regular Session

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original  
Senate Bill No. 213 by Senator Seabaugh

AMENDMENT NO. 1

On page 1, line 2, after "1034.2" insert:

"(A), (B), (C)(1), the introductory paragraph of (C)(2), (C)(2)(b) and (3), and (F),  
and to enact R.S. 23:1034.2(G)"

AMENDMENT NO. 2

On page 1, line 6, after "officer;" delete "to provide relative to appeals;"

AMENDMENT NO. 3

On page 1, line 9, after "1034.2" delete the remainder of the line and insert:

"(A), (B), (C)(1), the introductory paragraph of (C)(2), (C)(2)(b) and (3), and (F) are  
hereby amended and reenacted and R.S. 23:1034.2(G) is hereby enacted to read as  
follows:"

AMENDMENT NO. 4

On page 3, line 2, after "55" insert:

**"; for anesthesia CPT codes without an RVU, the total anesthesia  
reimbursement shall be calculated by adding the basic value units, time value  
units, plus any applicable modifier unit values and unusual qualifying  
circumstances and multiplying by \$55.00."**

AMENDMENT NO. 5

On page 3, between lines 2 and 3, insert

**"ix. Interventional Spine and Pain - 72.5"**

AMENDMENT NO. 6

On page 3, delete lines 3 through 11, and insert:

**"x. If there is no applicable RVU for a specific professional service  
charge, the assistant secretary shall establish reimbursement that shall not  
exceed the mean of the charges as determined by the assistant secretary based  
on a survey of at least thirty Louisiana professional health care providers  
providing the same or similar service, by patient volume. In determining the  
mean, the assistant secretary shall exclude the highest quartiles of data."**

AMENDMENT NO. 7

On page 3, delete lines 20 and 21 and insert:

**"mean of the charges as determined by the assistant secretary based on  
a survey of at least thirty Louisiana health care facilities providing the same or  
similar service, by patient volume. In determining the mean, the assistant  
secretary shall exclude the highest and the lowest quartiles of data. In no event  
shall reimbursement of facility charges include reimbursement based on a  
percent of billed charges."**

AMENDMENT NO. 8

On page 3, delete line 29, and insert:

"(2) The assistant secretary shall have the authority to collect the information and data necessary to calculate **and update** the reimbursement schedule. The collection of information and data shall be governed by the following guidelines:

\* \* \*

(b) The survey shall be managed by the office of workers' compensation administration in conjunction with ~~an academic institution~~ **a qualified third party consultant with expertise in medical billing and data analytics.**

\* \* \*

(3) All information collected pursuant to this Subsection shall be confidential and privileged, shall not be public record, and shall not be subject to subpoena. Such confidentiality shall be strictly maintained by the assistant secretary, all employees of the office, and by ~~the academic institution~~ **any third party consultant retained by the assistant secretary,** and shall be used exclusively for the purpose of promulgating the workers' compensation reimbursement schedule. Whoever violates this Paragraph shall be guilty of a misdemeanor and fined not more than five hundred dollars for each offense.

\* \* \*

F.(1) Should a dispute arise between a health care provider and the employee, employer, or workers' compensation insurer, **following reconsideration as required under Title 40 of the Louisiana Administrative Code,** either party may submit the dispute to the office ~~in the same manner and subject to the same procedures as established for dispute resolution of claims for workers' compensation benefits pursuant to an expedited administrative determination process subject to rules and procedures promulgated by the assistant secretary pursuant to the Administrative Procedures Act.~~

**(2) The expedited administrative determination process pursuant to Paragraph (1) of this Subsection shall provide for a determination within thirty days after a dispute is filed. A payor that issues payment in accordance with the determination and within ten days after the determination is issued shall not be liable for penalties or attorney fees under this Section or R.S. 23:1201.**

**(3) Costs incurred for the expedited administrative determination process shall be conditionally paid by the payor in an amount fixed by the assistant secretary, and shall be reallocated to the prevailing party following the determination.**

**(4) Any party aggrieved by the determination may file an appeal to the First Circuit Court of Appeal, which may award the prevailing party reasonable attorney fees and a penalty not exceeding twenty percent of the reimbursement awarded.**

~~(25)~~ In addition to any other occasion when consolidation of claims is otherwise allowed by applicable law, whenever multiple disputes exist between a single health care provider and a single "payor" as defined in R.S. 23:1142(A) concerning the proper amount payable pursuant to the reimbursement schedule, then either the health care provider or the payor shall have the right to have all such disputes between the payor and the health care provider consolidated and tried together. ~~The venue for such consolidated claims shall be in either the workers' compensation district of the parish in which the domicile of the provider is located or the workers' compensation district of the parish in which the domicile of the payor or employer is located."~~

AMENDMENT NO. 9

Delete pages 4 through 6

AMENDMENT NO. 10

On page 7, delete lines 1 through 20

1 AMENDMENT NO. 11

2 On page 7, at the beginning of line 21, change "(4)" to "(6)"

3 AMENDMENT NO. 12

4 On page 7, delete line 29

5 AMENDMENT NO. 13

6 On page 8, delete lines 1 through 12

7 AMENDMENT NO. 14

8 On page 8, at the beginning of line 13, change "(8)" to "(7)"