

SENATE BILL NO. 545

BY SENATOR MILLS AND REPRESENTATIVES BARROW, BILLIOT,  
BROADWATER, BROWN, TIM BURNS, BURRELL, GUILLORY,  
HAVARD, KATRINA JACKSON, NANCY LANDRY, TERRY  
LANDRY, NORTON, ORTEGO, PONTI, ROBIDEAUX AND  
PATRICK WILLIAMS

AN ACT

To amend and reenact R.S. 22:1007(I) and to enact R.S. 22:1007(J), relative to substitution  
of medications; to provide for requirements of provider contracts; to provide for an  
effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 22:1007(I) is hereby amended and reenacted, and R.S. 22:1007(J)  
is hereby enacted to read as follows:

§1007. Requirements of provider contracts; communications

\* \* \*

**I. Notwithstanding any provision of law to the contrary, any contract or  
agreement between a managed care organization and a health care provider  
shall include provisions that establish the reimbursement of a health care  
provider in an instance in which the managed care organization requests or  
requires substitution of a medication for an enrollee and the provider has  
executed the requested or required substitution. The provisions of this Section  
shall not apply to generic substitution or step therapy programs utilized by the  
managed care organization or its delegated entity that promote generic drugs  
as a first-line therapy.**

~~I.~~**J.** Any contract provision, written policy, or written procedure in violation

1           of this Section shall be deemed to be unenforceable and null and void.  
2           Section 2. This Act shall become effective on January 1, 2015.

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PRESIDENT OF THE SENATE

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_