ACT No. 338

HOUSE BILL NO. 498

BY REPRESENTATIVES TALBOT AND WILLMOTT

1	AN ACT
2	To amend and reenact R.S. 40:1300.111 and 1300.113(A)(introductory paragraph), (1), and
3	(9), and to repeal R.S. 40:1300.113(B), relative to public information concerning
4	prices and quality of health services; to provide for legislative intent; to provide for
5	duties of the Department of Health and Hospitals relative to collecting and reporting
6	of healthcare data; to require promulgation of rules; and to provide for related
7	matters.
8	Be it enacted by the Legislature of Louisiana:
9	Section 1. R.S. 40:1300.111 and 1300.113(A)(introductory paragraph), (1), and (9)
10	are hereby amended and reenacted to read as follows:
11	§1300.111. Findings; legislative intent
12	A. The legislature hereby finds all of the following:
13	(1) As a result of rising health care healthcare costs, the shortage of health
14	professionals and health care healthcare services in many areas of the state, and the
15	concerns expressed by consumers, health care healthcare providers, third-party
16	payers, and others involved with making informed decisions regarding health care
17	healthcare services, treatment, and coverage, there is a need to have access to
18	provider specific health care healthcare cost, quality, and outcome data on health
19	care healthcare facilities, health care healthcare providers, and health plans as well
20	as continued access to global patterns and trends in the availability, use, and charges
21	for health care healthcare services and the associated health circumstances.
22	(2) Due to the rapidly expanding availability of and access to patient
23	sensitive health care healthcare data, it is necessary to establish safeguards which
24	ensure the level of protection of patient encounter data that Louisiana citizens

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1 deserve, and which protect the privacy of health information comprising data sets 2 that are reported and disseminated to improve the population health of this state. 3 B. It is the intent of the legislature to improve transparency in prices and care 4 quality measures by providing for the creation and maintenance of a useful and 5 comprehensive health service information database that can be publicly accessed in 6 a manner that ensures protection of individuals' confidential health information and 7 respects providers of care. 8 9 §1300.113. Data collection; powers and duties of the Department of Health and 10 Hospitals 11 A. The department, through the office of public health and in consultation 12 with the Health Data Panel, shall: 13 (1) Identify and define the health care healthcare cost, quality, and 14 performance data elements to be reported to the department in accordance with 15 existing national and international data standards for facilitating meaningful comparison by consumers of costs for specific health care healthcare services and 16 17 specific quality of care measures between and among medical facilities, health care 18 healthcare providers, and health plans. Such data elements shall include, without 19 limitation, the items specified in Paragraph (9) of this Subsection. 20 21 (9)(a) Provide the process for Internet publication of provider and health plan 22 specific cost, quality, and performance data collected pursuant to this Part for access 23 and use by a consumer or requesting entity. At minimum, this data shall include all 24 of the following items: 25 (i) Healthcare quality information that is easily understandable by the 26 average consumer and is published in a format that allows the user to compare such 27 information across providers to the extent practicable. 28 (ii) Data related to payments for health services rendered by healthcare 29 facilities and practitioners published in an interactive format from which the user can

generate reports of such data.

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	GOVERNOR OF THE STATE OF LOUISIANA	
APPROVED:		