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**SENATE COMMITTEE AMENDMENTS**

2024 Regular Session

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 106  
by Senator Barrow

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1 AMENDMENT NO. 1

2 On page 1, line 3, after "definitions;" insert "to provide for applicability;"

3 AMENDMENT NO. 2

4 On page 1, line 11, change "**ailments**" to "**conditions**"

5 AMENDMENT NO. 3

6 On page 1, at the end of line 13, insert "**recognized by the American Society for Metabolic**  
7 **and Bariatric Surgery. Treatment shall also include**"

8 AMENDMENT NO. 4

9 On page 1, line 15, delete "**weight loss, exercise regimens,**"

10 AMENDMENT NO. 5

11 On page 2, at the end of line 1, insert the following:

12 **"Prior to the treatment required by this Section, a health insurance**  
13 **issuer may require a covered person successfully complete a pre-**  
14 **operative period which may include counseling, nutritional education,**  
15 **and other covered services to assist in preparation and evaluation for**  
16 **successful treatment."**

17 AMENDMENT NO. 6

18 On page 2, line 2, after "**D.**" insert "**(1)**"

19 AMENDMENT NO. 7

20 On page 2, between lines 5 and 6, insert the following:

21 **"(2) A health insurance issuer may restrict covered services**  
22 **pursuant to this Section to those provided in facilities holding**  
23 **accreditation by the American College of Surgeons and the American**  
24 **Society for Metabolic and Bariatric Surgery's Metabolic and Bariatric**  
25 **Surgery Accreditation.**

26 **E.(1) A health insurance issuer may require that all covered**  
27 **services pursuant to this Section receive prior authorization from the**  
28 **issuer.**

29 **(2) Nothing in this Section shall be interpreted to require a health**  
30 **insurance issuer to provide coverage for injectable drugs used to lower**  
31 **glucose levels or any other drugs prescribed for weight loss. A health**  
32 **insurance issuer may limit benefits provided in this Section to no more**  
33 **than one surgical procedure per lifetime."**

34 AMENDMENT NO. 8

35 On page 2, line 6, change "**E.**" to "**F.**"

1 AMENDMENT NO. 9

2 On page 2, between lines 7 and 8, insert the following:

3 **"(1) "Body mass index" means a practical marker used to assess**  
4 **the degree of obesity, calculated by dividing the weight in kilograms by**  
5 **the height in meters squared.**

6 **(2) "Health coverage plan" means any hospital, health, or**  
7 **medical expense insurance policy, hospital or medical service contract,**  
8 **employee welfare benefit plan, contract, or other agreement with a**  
9 **health maintenance organization or a preferred provider organization,**  
10 **health and accident insurance policy, or any other insurance contract of**  
11 **this type in this state, including a group insurance plan, and a**  
12 **self-insurance plan. "Health coverage plan" does not include a plan**  
13 **providing coverage for excepted benefits defined in R.S. 22:1061, limited**  
14 **benefit health insurance plans, and short-term policies that have a term**  
15 **of less than twelve months or the Office of Group Benefits programs."**

16 AMENDMENT NO. 10

17 On page 2, line 8, change "(1)" to "(3)"

18 AMENDMENT NO. 11

19 On page 2, delete lines 14 through 16

20 AMENDMENT NO. 12

21 On page 2, after line 16, add the following:

22 "Section 2. This Act shall apply to any new policy, contract, program,  
23 or health coverage plan issued on and after January 1, 2025. Any policy,  
24 contract, or health coverage plan in effect prior to January 1, 2025, shall  
25 convert to conform this Act on or before the renewal date, but no later than  
26 January 1, 2026."