

2016 Regular Session

HOUSE BILL NO. 613

BY REPRESENTATIVE THIBAUT

INSURANCE/HEALTH: Provides relative to genetic information obtained by health insurers

1 AN ACT

2 To enact R.S. 22:1023(D)(8) and (9), relative to genetic information obtained by health
3 insurers; to provide for exceptions from certain statutory requirements for and
4 restrictions on the use of such information; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 22:1023(D)(8) and (9) are hereby enacted to read as follows:

7 §1023. Prohibited discrimination; genetic information; disclosure requirements;
8 definitions

9 * * *

10 D. The requirements of this Section shall not apply to the genetic information
11 obtained:

12 * * *

13 (8) For treatment, payment, and healthcare operations by an insurer
14 consistent with the federal Health Insurance Portability and Accountability Act and
15 its related regulations.

16 (9) For maintenance of information by an insurer in accordance with record
17 retention requirements.

18 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 613 Original

2016 Regular Session

Thibaut

Abstract: Excepts genetic information obtained by health insurers for specific purposes from present law containing various requirements for and restrictions on the use of such information by health insurers.

Present law provides relative to genetic information, including various requirements for and restrictions on the use of such information by health insurers. Also provides for exceptions from proposed law.

Proposed law additionally provides that the requirements of present law shall not apply to genetic information obtained:

- (1) For treatment, payment, and healthcare operations by an insurer consistent with the federal Health Insurance Portability and Accountability Act (HIPAA) and its related regulations.
- (2) For maintenance of information by an insurer in accordance with record retention requirements.

(Adds R.S. 22:1023(D)(8) and (9))