

Regular Session, 2014

SENATE BILL NO. 545

BY SENATOR MILLS

HEALTHCARE. Provides relative to third party initiated medication substitutions. (8/1/14)

1 AN ACT

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

5 Be it enacted by the Legislature of Louisiana:

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

8 §1007. Requirements of provider contracts; communications

9 * * *

10 **I. Notwithstanding any provision of law to the contrary, any contract or**
11 **agreement between a managed care organization and a health care provider**
12 **shall include provisions that provide for the reimbursement of a health care**
13 **provider in any instance in which the managed care organization requests or**
14 **requires substitution of a medication for an enrollee.**

15 ~~I.J.~~ Any contract provision, written policy, or written procedure in violation
16 of this Section shall be deemed to be unenforceable and null and void.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Christopher D. Adams.

DIGEST

Mills (SB 545)

Present law provides for provider contracts.

Proposed law provides any contract or agreement between a managed care organization and a health care provider shall include provisions that provide for the reimbursement of a health care provider in any instance in which the managed care organization requests or requires substitution of a medication for an enrollee.

Effective August 1, 2014.

(Amends R.S. 22:1007(I); adds R.S. 22:1007(J))