

LOUISIANA STATE



MEDICAL SOCIETY

COUNCIL ON LEGISLATION POSITIONS TRACKER

2018

5/6/18*

*LSMS POSITIONS ON LEGISLATION ARE SUBJECT TO CHANGE AS THE LEGISLATIVE SESSION PROGRESSES
THE POSITIONS SET FORTH ARE ONLY VALID FOR THE DATE WRITTEN ABOVE

BILL #	AUTHOR	OFFICIAL TITLE/ BRIEF SUMMARY	LSMS POSITION
HB 1	HENRY	Provides for the ordinary operating expenses of state government for Fiscal Year 2018-2019 (place holder – new bill has not been filed)	MONITOR
HB 45	CONNICK	LICENSING: Requires third-party logistics providers to obtain controlled dangerous substance licenses	MONITOR
HB 46	HARRIS	MEDICAID: Provides for work and community engagement requirements in the state Medicaid program	MONITOR
HB 56	HOFFMANN	TOBACCO/TOBACCO PRODUCTS: Provides relative to the signs displayed at the point of purchase of any tobacco, alternative nicotine, or vapor product	SUPPORT
HB 74	DAVIS	STUDENTS: Requires public schools to provide information relative to influenza and immunization against the influenza virus	SUPPORT
HB 145	COX	MENTAL HEALTH: Provides limitations on diagnosing of the disorder commonly known as "Munchausen syndrome by proxy", and on initiation of child welfare proceedings	MONITOR
HB 148	FALCONER	HEALTH/BEHAVIORAL: Provides for implementation of the zero suicide initiative and a state suicide prevention plan	SUPPORT
HB 153	MACK	CONTROLLED SUBSTANCES: Adds certain substances to Schedule I and Schedule II of the Uniform Controlled Dangerous Substances Law	SUPPORT
HB 156	BACALA	MEDICAID: Provides relative to the task force on coordination of Medicaid fraud detection and prevention initiatives	MONITOR

BILL #	AUTHOR	OFFICIAL TITLE/ BRIEF SUMMARY	LSMS POSITION
HB 158	FOIL	CORONERS: Provides relative to admissions to treatment facilities under an emergency certificate (duplicate of Claitor bill)	MONITOR
HB 159	FOIL	HEALTH CARE/RECORDS: Authorizes and provides protection for the release of medical and biological material information to coroners during investigations (duplicate of Claitor bill)	MONITOR
HB 160	FOIL	CORONERS: Provides relative to death investigation documents (duplicate of Claitor bill)	MONITOR
HB 163	MACK	MEDICAID: Creates the Medicaid Recipient Fraud Unit within the office of the attorney general	MONITOR
HB 165	MACK	DRUGS/CONTROLLED: Provides relative to the Uniform Controlled Dangerous Substances Law	SUPPORT
HB 176	LEGER	STUDENTS: Requires students who are entering eleventh grade or who are 16 and entering any grade to provide satisfactory evidence of current immunization against meningococcal disease as a condition of school entry	SUPPORT
HB 189	WRIGHT	ADMINISTRATIVE PROCEDURE: Provides for processes, including agency review and public comment, to identify agency rules that may be contrary to law, outdated, unnecessary, overly complex, or burdensome	SUPPORT
HB 194	HOWARD	INSURANCE/HEALTH: Provides a time period after payment of a claim during which an insurer may dispute and recoup the amount paid	MONITOR

BILL #	AUTHOR	OFFICIAL TITLE/ BRIEF SUMMARY	LSMS POSITION
HB 198	SIMON	FUNDS/FUNDING: Provides relative to distribution of funding from the Traumatic Head and Spinal Cord Injury Trust Fund	MONITOR
HB 238	MCFARLAND	MEDICAID: Provides relative to the state medical assistance program (<i>Now HB 734</i>)	SUPPORT
HB 239	PIERRE	TOBACCO/TOBACCO PRODUCTS: Provides relative to definition of vapor products	SUPPORT
HB 243	TALBOT	DRUGS/PRESCRIPTION: Prohibits a manufacturer or wholesale distributor from engaging in price gouging in the sale of an essential off-patent or generic drug	MONITOR
HB 244	TALBOT	INSURANCE DEPARTMENT: Provides for the regulation of prepaid entities participating in the Louisiana Medicaid Program	SUPPORT
HB 246	THIBAUT	INSURANCE: Authorizes the commissioner of insurance to apply for a state innovation waiver to establish and implement a reinsurance program (degree of support is on conditions)	SUPPORT
HB 247	HUVAL	INSURANCE/SURPLUS LINE: Provides relative to types of coverage available under surplus lines insurance	MONITOR
HB 262	MCFARLAND	PUBLIC CONTRACTS: Requires prior approval of the Joint Legislative Committee on the Budget of request for proposals, contracts, and cooperative endeavor agreements over a specified dollar amount	SUPPORT
HB 273	HOFFMANN	HUMAN REMAINS: Provides relative to post-abortion interment or cremation of human remains	SUPPORT

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HB 280	MCFARLAND	MEDICAID: Institutes premium payment requirements in the Medicaid program	SUPPORT
HB 287	EDMONDS	ABORTION: Provides relative to laws concerning abortion based on genetic abnormality	MONITOR
HB 314	ANDERS	INSURANCE/HEALTH: Provides for a minimum rate of reimbursement for rural health clinics	MONITOR
HB 324	FOIL	BOARDS/COMMISSIONS: Provides relative to the La. State Board of Medical Examiners	MONITOR
HB 326	HENSGENS	LEGISLATION: Makes technical corrections to various provisions of law within the purview of the legislative committees on health and welfare	MONITOR
HB 327	HOFFMANN	FEES/LICENSES/PERMITS: Provides relative to fees for state health laboratory services	MONITOR
HB 334	BACALA	MEDICAID: Provides for implementation of a Medicaid managed long-term services and supports system	MONITOR
HB 336	COX	MEDICAID: Provides for a single preferred drug list in Medicaid managed care	SUPPORT
HB 339	JACKSON	HEALTH SERVICES: Provides relative to the practice of telemedicine	SUPPORT
HB 350	JAY MORRIS	MEDICAID: Provides for a Medicaid hospital payment methodology	MONITOR

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HB 362	HOFFMANN	MEDICAID: Provides relative to the state's system of Medicaid-funded long-term care	MONITOR
HB 369	TALBOT	INSURANCE/HEALTH: Provides for mediation of the settlement of out-of-network health benefit claims involving balance billing	OPPOSE
HB 384	TALBOT	DRUGS/PRESCRIPTION: Creates and provides for a state prescription drug importation program	MONITOR
HB 407	STAGNI	HEALTH: Provides relative to Louisiana Medical Assistance Program	MONITOR
HB 420	D. MILLER	ETHICS/CODE: Provides relative to the Governmental Ethics exceptions for certain physicians (<i>Now HB 724</i>)	SUPPORT
HB 421	LEGER	ACUPUNCTURISTS: Provides for the licensing of acupuncturists	SUPPORT
HB 429	CROMER	INSURANCE/HEALTH: Provides relative to denial of claims for dental services	MONITOR
HB 436	JOHNSON	INSURANCE/HEALTH: Provides relative to the regulation of pharmacy benefit managers	MONITOR
HB 460	STOKES	INSURANCE/HEALTH: Provides that mammography examinations shall be conducted through digital tomosynthesis	SUPPORT
HB 461	TALBOT	MEDICAID: Provides relative to Medicaid financing of nursing home care	MONITOR

BILL #	AUTHOR	OFFICIAL TITLE/ BRIEF SUMMARY	LSMS POSITION
HB 462	THOMAS	MEDICAID: Provides for hospital payment reform in the Medicaid program	MONITOR
HB 466	GISCLAIR	CHILDRENS CODE: Provides relative to authority granted to CASA volunteers	SUPPORT
HB 470	STOKES	FUNDS/FUNDING: Creates and provides for the Louisiana Medical Research Fund	SUPPORT
HB 472	THIBAUT	INSURANCE: Establishes the Louisiana Health Reinsurance Association (level of support is conditional)	SUPPORT
HB 479	LEBAS	HEALTH/LDH: Requires the Louisiana Department of Health to present an annual report to the Joint Legislative Committee on the Budget on efforts to encourage expansion and development of FQHC's	MONITOR
HB 480	BACALA	MEDICAID: Provides for Medicaid eligibility determination functions and Medicaid fraud detection and prevention	MONITOR
HB 483	STAGNI	NURSES/REGISTERED: Provides relative to advanced practice registered nursing	OPPOSE
HB 492	BAGLEY	PHARMACISTS: Requires that pharmacists report to certain parties when refills of certain psychiatric medications go undispensed	MONITOR
HB 499	P. SMITH	CURRICULA: Provides relative to sex education instruction in public schools	SUPPORT
HB 527	STAGNI	CHILDRENS CODE: Revises certain provisions of the Safe Haven Law	AMEND

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HB 528	HENRY	PUBLIC CONTRACTS: Requires access to records and files for certain contracts to perform governmental functions	SUPPORT
HB 539	LEGER	FEES/LICENSES/PERMITS: Provides for an expedited licensing process and associated fees for facilities and providers licensed by the La. Department of Health	MONITOR
HB 547	LEBAS	DRUGS/PRESCRIPTION: Prohibits penalties for disclosure by pharmacists of certain prescription drug cost information	MONITOR
HB 548	D. MILLER	DRUGS/PRESCRIPTION: Requires, with limited exceptions, that prescribers transmit prescriptions for drugs to pharmacies electronically (duplicate of Boudreaux)	OPPOSE
HB 556	TALBOT	INSURANCE/HEALTH: Provides relative to out-of-network balance billing	OPPOSE
HB 579	JAMES	PHARMACISTS: Provides relative to the authorization for therapeutic use of marijuana	MONITOR
HB 584	STOKES	LICENSING: Provides for licensure of genetic counselors	MONITOR
HB 586	J. HARRIS	MALPRACTICE/MEDICAL: Amends the Medical Malpractice Act	OPPOSE
HB 627	LYONS	EXCEP PERSON/DEV DISABLE: Authorizes the recommendation of medical marijuana for treating certain health conditions of persons with autism	MONITOR
HB 647	NORTON	MENTAL HEALTH: Requires the La. Department of Health to implement the Medicaid health home option for persons with serious mental illness	MONITOR

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HB 657	SIMON	HEALTH CARE/RECORDS: Requires interoperability of electronic health records – <i>unfunded mandate</i>	OPPOSE
HB 658	LEGER	CHILDREN/NEWBORNS: Provides for a pilot project to improve outcomes associated with neonatal abstinence syndrome	SUPPORT
HB 681	LEGER	FEES/LICENSES/PERMITS: Revises license fee amounts for facilities and providers licensed by the Louisiana Department of Health	OPPOSE
HB 689	STOKES	INSURANCE/HEALTH: Provides for coverage for fertility preservation for individuals diagnosed with cancer	MONITOR
HB 690	STOKES	INSURANCE/HEALTH: Provides for coverage for subsequent preventive tests for certain individuals diagnosed with breast cancer	MONITOR
HB 713	PUGH	MALPRACTICE/MEDICAL: Adds licensed athletic trainer under the medical malpractice act	MONITOR
HB 724	D. MILLER	ETHICS: Provides an exception to certain provisions of the ethics code to allow a licensed physician to perform the duties of certain positions at the Louisiana Department of Health and to practice medicine outside of the performance of such duties	SUPPORT
HB 734	MCFARLAND	MEDICAID: Requires reporting of data on healthcare provider claims submitted to Medicaid managed care organizations	SUPPORT
HB 748	EMERSON	LICENSING: Establishes the Occupational Licensing Review Act	MONITOR

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<u>HCR 3</u>	FOIL	CONSTITUTION/CONVENTION: Creates a commission to study the feasibility of a constitutional convention and make recommendations relative thereto	MONITOR
<u>HCR 6</u>	BARRAS	HOSPITALS: Provides for a hospital stabilization formula	MONITOR
<u>SB 24</u>	MILLS	COUNSELING/GUIDANCE: Provides relative to social work practice.	MONITOR
<u>SB 26</u>	MILLS	CONTROL DANGER SUBSTANCE: Provides relative to disposal of controlled substances by hospice providers.	SUPPORT
<u>SB 27</u>	MILLS	MEDICAID: Provides relative to the Medicaid Pharmaceutical and Therapeutics Committee.	SUPPORT
<u>SB 29</u>	MILLS	HEALTH SERVICES: Provides relative to a single uniform prescription drug prior authorization form.	SUPPORT
<u>SB 40</u>	MILLS	HEALTH CARE: Provides relative to health profession licensing board membership.	MONITOR
<u>SB 66</u>	CLAITOR	MENTAL HEALTH: Provides relative to admission to treatment facility for mental illness pursuant to emergency certificate. (duplicate of Foil)	MONITOR
<u>SB 67</u>	CLAITOR	PUBLIC RECORDS: Provides relative to certain reports of coroners. (duplicate of Foil)	MONITOR
<u>SB 72</u>	MARTINY	MENTAL HEALTH. Provides relative to the execution of an order for protective custody and examination.	MONITOR

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SB 73	GATTI	CRIMINAL PROCEDURE: Provides relative to the sale and transport of fetal organs.	MONITOR
SB 75	BOUDREAUX	HEALTH CARE: Provides relative to the prescription monitoring program.	LSMS LEGISLATION
SB 76	BOUDREAUX	HOSPITALS: Provides relative to controlled dangerous substances in a hospital.	SUPPORT
SB 77	HEWITT	MEDICAID: Provides relative to opportunities to promote work and community engagement among Medicaid recipients.	MONITOR
SB 81	CLAITOR	CORONERS: Authorizes the coroner to obtain blood, urine, or other biological fluids or samples relevant to an investigation. (duplicate of Foil)	MONITOR
SB 90	MILLS	HEALTH CARE: Provides relative to a voluntary nonopioid directive form.	SUPPORT
SB 99	MORRELL	HEALTH CARE: Extends legislative authority for the Louisiana Behavior Analyst Board.	MONITOR
SB 100	MORRELL	FUNDS/FUNDING. Provides for the transfer, deposit, and use of monies among state funds.	MONITOR
SB 108	JOHNS	MEDICAID: Provides relative to the Medicaid managed care annual report.	MONITOR
SB 109	JOHNS	PHARMACEUTICALS: Provides relative to access to prescription monitoring information.	SUPPORT

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SB 110	JOHNS	PHARMACEUTICALS. Provides relative to definitions used for the prescription monitoring program.	SUPPORT
SB 130	MILLS	MEDICAID. Provides relative to contracts for Medicaid pharmacy benefit management services.	MONITOR
SB 134	MILLS	PHARMACEUTICALS. Provides relative to prescriptions for controlled dangerous substances.	SUPPORT
SB 144	MILLS	HOSPITALS. Provides for the repeal of the hospital prospective reimbursement methodology.	MONITOR
SB 146	MILLS	HEALTH CARE. Provides relative to health care emergency visit alternative treatment reimbursement.	MONITOR
SB 156	T. CARTER	LIABILITY. Provides immunity from liability for person providing gratuitous emergency care to a minor or domestic animal.	SUPPORT
SB 181	MILKOVICH	ABORTION: Prohibits abortions later than fifteen weeks after conception.	MONITOR
SB 182	HEWITT	FISCAL CONTROLS: Provides relative to the Medicaid Subcommittee of the Health and Social Services Estimating Conference.	SUPPORT
SB 186	MILLS	PHYSICIANS: Provides relative to advertising by physicians.	SUPPORT
SB 189	LAFLEUR	PHARMACEUTICALS: Provides relative to electronic prescribing of noncontrolled legend drugs. (<i>Now SB 477</i>)	SUPPORT
SB 197	PEACOCK	HEALTH SERVICES. Provides relative to certain limitation on recovery of medical claims.	SUPPORT

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SB 202	PEACOCK	NURSES. Provides relative to the Nurse Licensure Compact.	MONITOR
SB 203	PEACOCK	PHYSICAL THERAPISTS. Provides relative to the Physical Therapy Licensure Compact	MONITOR
SB 207	BOUDREAUX	HEALTH CARE: Extends and provides for the Louisiana Obesity Prevention and Management Commission.	SUPPORT
SB 241	MORRELL	PHARMACEUTICALS. Provides relative to pharmacist communication with patients.	MONITOR
SB 260	MILKOVICH	STATE AGENCIES. Provides relative to disciplinary hearings by professional and occupational licensing boards and commissions	SUPPORT
SB 277	CLAITOR	HEALTH CARE. Provides relative to investigations by the Louisiana State Board of Medical Examiners.	SUPPORT
SB 280	CORTEZ	CHIROPRACTORS. Provides relative to the Louisiana Board of Chiropractic Examiners.	MONITOR
SB 282	MILLS	HEALTH/ACC INSURANCE. Provides relative to prescription drug pricing	MONITOR
SB 283	MILLS	HEALTH/ACC INSURANCE. Provides relative to pharmacy benefit managers	MONITOR
SB 284	LUNEAU	HEALTH CARE. Provides relative to the Disaster and Emergency Medical Services Committee of the Louisiana State Medical Society.	LSMS LEGISLATION

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SB 285	G. SMITH	HEALTH/ACCINSURANCE. Prohibits a health insurance issuer from denying a nonopioid prescription in favor of an opioid prescription.	SUPPORT
SB 286	MILKOVICH	PHYSICIANS. Provides relative to the Physician's Bill of Rights	SUPPORT
SB 300	HEWITT	HEALTH CARE. Provides relative to tasks performed by direct service workers	MONITOR
SB 306	BARROW	MENTAL HEALTH. Provides relative to Assistive Outpatient Treatment.	MONITOR
SB 325	MILKOVICH	ABORTION. Provides relative to abortion clinics and services	MONITOR
SB 351	THOMPSON	MEDICAID. Provides relative to Medicaid managed care organizations.	SUPPORT
SB 357	APPEL	MEDICAID. Provides relative to Medicaid managed care for individuals receiving longterm services and supports	MONITOR
SB 368	BOUDREAUX	HEALTH CARE. Provides relative to mandatory use of electronic prescriptions. (duplicate of D. Miller)	OPPOSE
SB 435	MILLS	NURSES. Provides relative to advanced practice registered nursing. (duplicate of Stagni)	OPPOSE
SB 477	LAFLEUR	PHARMACEUTICALS: Provides for electronic prescribing of noncontrolled legend drugs	SUPPORT

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HB 778	JACKSON	BOARDS/COMMISSIONS: Provides relative to investigations of physicians conducted by the La. State Board of Medical Examiners	SUPPORT
HB 821	REYNOLDS	AIDS: Provides relative to procedures for HIV testing in cases of possible exposure in certain healthcare settings and emergency situations	SUPPORT
HB 823	MAGEE	DRUGS/CONTROLLED: Repeals the termination date of laws authorizing the recommendation or prescription of medical marijuana in the treatment of certain debilitating medical conditions.	MONITOR
HB 824	TALBOT	INSURANCE/HEALTH: Provides relative to facility disclosure requirements	MONITOR
HB 828	BAGLEY	WORKERS COMPENSATION: Provides for the electronic notice of certain workers' compensation information	OPPOSE
HB 875	TALBOT	INSURANCE/HEALTH: Provides relative to health insurance network provider directories	SUPPORT
HB 881	D. MILLER	HEALTH/SMOKING: Provides relative to the Louisiana Smoke Free Air Act	SUPPORT
SB 503	WARD	MALPRACTICE. Increases the medical malpractice cap liability from \$500,000 to \$750,000.	OPPOSE
SB 528	LAFLEUR	HEALTH SERVICES. Provides relative to physician assistants.	SUPPORT (AS AMENDED)