

Regular Session, 2008

HOUSE BILL NO. 482

BY REPRESENTATIVE RICHMOND

INSURANCE/HEALTH: Provides an exception for Office of Group Benefits programs relative to an employer-provided health plan

1 AN ACT

2 To amend and reenact R.S. 22:226(B), relative to employer-provided health plans; to
3 provide for an exception for the Office of Group Benefits programs to the
4 requirement that employers not impose a co-payment fee or other condition on
5 individuals who do not utilize a designated mail order pharmacy; and to provide for
6 related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 22:226(B) is hereby amended and reenacted to read as follows:

9 §226. Employer-provided health plan; limitation to specific pharmacies prohibited;
10 penalty

11 * * *

12 B. The provisions of this Section shall not apply to any policies, contracts,
13 programs, or plans which are provided by an employer to its employees pursuant to
14 any agreement, whether or not in the form of a binding collective bargaining
15 agreement. The provisions of Paragraph (2) of Subsection A shall not apply to the
16 Office of Group Benefits programs.

17 * * *

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)]

Richmond

HB No. 482

Abstract: Provides that Office of Group Benefits programs are not subject to the prohibition on an employer to impose a co-payment fee or other condition on employees or retirees who utilize a designated mail order pharmacy, if the co-payment fee or other condition is not imposed on employees or retirees who utilize a designated mail order pharmacy.

Present law prohibits any employer who includes pharmacy services as a part of a health insurance or health maintenance program from requiring its employees and retirees to purchase prescription drugs from a mail order pharmacy as a condition of obtaining payment for such drugs.

Proposed law retains present law.

Proposed law further prohibits such employer from imposing a co-payment fee or other condition on those who do not utilize the designated mail order pharmacy, if the co-payment or other condition is not imposed on those who utilize a mail order pharmacy.

Proposed law repeals present law as it applies to programs of the Office of Group Benefits.

Present law provides that the prohibitions outlined in present law shall not apply to policies, contracts, programs, or plans which are provided by an employer to its employees pursuant to any agreement, whether or not in the form of a binding collective bargaining agreement.

Proposed law retains present law.

Present law provides for a maximum penalty of \$500 for an individual who violates the prohibitions of present law.

Proposed law retains present law.

(Amends R.S. 22:226(B))