

SENATE BILL NO. 272

BY SENATOR JOHN SMITH

1 AN ACT

2 To enact R.S. 22:1056, relative to health insurance policy coverage of incarcerated persons
3 prior to adjudication; to require insurance coverage for health care provided
4 premiums are paid; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 22:1056 is hereby enacted to read as follows:

7 **§1056. Health insurance coverage for incarcerated individuals**

8 **A. Beginning January 1, 2019, every hospital, health, or medical expense**
9 **insurance policy, hospital or medical service contract, employee welfare benefit**
10 **plan, health and accident insurance policy, every policy of group, family group,**
11 **blanket, or association health and accident insurance, and every self-insurance**
12 **plan, health maintenance organization plan, and preferred provider**
13 **organization plan, except for the Office of Group Benefits, delivered or issued**
14 **for delivery in this state shall provide benefits for health care to the insured if**
15 **he is detained in a correctional facility and has not been adjudicated or**
16 **convicted of a criminal offense. Nothing herein shall alter any of the terms and**
17 **conditions of the applicable coverage which shall remain applicable to all such**
18 **services provided.**

19 **B. The provisions of this Section shall apply only if the detainee has valid**
20 **health care coverage in effect at the time medical treatment is received and any**
21 **premiums for such coverage are current.**

22 **C. The provisions of this Section shall apply to all existing hospital,**
23 **health, or medical expense insurance policies, hospital or medical service**
24 **contracts, employee welfare benefit plans, health and accident insurance**
25 **policies, policies of group, family group, blanket, or association health and**

1 accident insurance, self-insurance plans, health maintenance organizations, and
2 preferred provider organization policies, plans, and certificates in effect on
3 January 1, 2019, and upon their renewal.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____