

SENATE BILL NO. 348

BY SENATOR CLOUD

1 AN ACT

2 To enact R.S. 42:812, relative to the Office of Group Benefits; to provide for requirements
3 for health plans; to provide for information on denied prior authorizations be
4 transmitted to healthcare providers; to provide for an effective date; and to provide
5 for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 42:812 is hereby enacted to read as follows:

8 **§812. Transparency in prior authorizations**

9 **A. Beginning January 1, 2023:**

10 **(1) The office shall require every health plan offered through the office**
11 **to furnish in writing or provide electronically, within one business day of a**
12 **written or oral request by a healthcare provider, the medical criteria and any**
13 **other requirements that must be satisfied in order for a particular healthcare**
14 **service, procedure, or prescription drug to be prior authorized by the health**
15 **plan.**

16 **(2) Upon the denial of a prior authorization by a health plan offered**
17 **through the office, the office shall require the health plan to provide with the**
18 **written notification of the denial either a copy of the applicable law, regulation,**
19 **policy, procedure, or medical criterion or guideline that was used by the health**
20 **plan in the determination to deny the prior authorization or instructions on how**
21 **to access such law, regulation, policy, procedure, or medical criterion or**
22 **guideline on the website of the health plan that is publicly accessible.**

23 **B. The office may adopt rules in accordance with the Administrative**

1 **Procedure Act as are necessary for the implementation of this Section.**

2 Section 2. This Act shall become effective on July 1, 2022; if vetoed by the governor
3 and subsequently approved by the legislature, this Act shall become effective on the day
4 following such approval by the legislature or July 1, 2022, whichever is later.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____