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HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Huval to Engrossed House Bill No. 989 by Representative Huval

1 AMENDMENT NO. 1

2 On page 1, line 2, after "R.S. 22:978(E)" delete the comma "," and insert "and (F),"

3 AMENDMENT NO. 2

4 On page 1, line 3, after "insurance" delete the semicolon ";" and insert "and health
5 maintenance organizations;"

6 AMENDMENT NO. 3

7 On page 1, line 5, after "respect to" delete the remainder of line and insert "civil immunity
8 and certifications; and to provide for"

9 AMENDMENT NO. 4

10 On page 1, line 8, after "R.S. 22:978(E)" delete "is" and insert "and (F) are"

11 AMENDMENT NO. 5

12 On page 1, line 13, after "issuer" insert a comma "," and "including a health maintenance
13 organization."

14 AMENDMENT NO. 6

15 On page 2, line 10, after "of" delete the remainder of the line and insert "an agreement for
16 immunity from civil liability."

17 AMENDMENT NO. 7

18 On page 2, between lines 24 and 25, insert the following:

19 "(7) A plan sponsor is entitled to receive protected health information
20 under this Section only after an appropriately authorized representative of the
21 plan sponsor makes to the health and accident insurer a certification
22 substantially similar to the following certification:

23 I hereby certify and have demonstrated that
24 the plan documents comply with the
25 requirements of 45 C.F.R. Section
26 164.504(f)(2) and that the plan sponsor will
27 safeguard and limit the use and disclosure of
28 protected health information that the plan
29 sponsor may receive from the group health
30 plan to perform the plan administration
31 functions.'

32 (8) A plan sponsor that does not provide the certification required in
33 Paragraph (7) of this Subsection is not entitled to receive the protected health

1 information described in Subparagraphs (1)(d) and (e) of this Subsection, but
2 is entitled to receive a report of claim information that includes the other
3 information required by this Subsection.

4 F. For purposes of this Section, the term "health and accident
5 insurer" or "health and accident insurance issuer" shall include a health
6 maintenance organization, the term "policy" shall include a subscriber
7 agreement, and the term "policyholder" shall include an enrollee or
8 subscriber of a health maintenance organization."