



LOUISIANA DEPARTMENT OF INSURANCE

TIMOTHY J. TEMPLE
COMMISSIONER

October 17, 2024

The Honorable Cameron Henry
President, Louisiana State Senate
P.O. Box 94183
Baton Rouge, LA 70804

ELECTRONIC TRANSMISSION

apa.senatepresident@legis.la.gov

The Honorable Phillip DeVillier
Speaker, Louisiana House of
Representatives
P.O. Box 94062
Baton Rouge, LA 70804

ELECTRONIC TRANSMISSION

apa.housespeaker@legis.la.gov

The Honorable Kirk Talbot
Chairman of the Senate Insurance
Committee
P.O. Box 94183
Baton Rouge, LA 70804

ELECTRONIC TRANSMISSION

apa.s-ins@legis.la.gov

The Honorable Michael "Gabe" Firment
Chairman of the House Insurance
Committee
P.O. Box 94062
Baton Rouge, LA 70804

ELECTRONIC TRANSMISSION

apa.h-ins@legis.la.gov

RE: Notice of Intent to Repeal Regulation 48 – Standardized Claim Forms

Dear President Henry, Speaker DeVillier, Senator Talbot, and Representative Firment:

The Louisiana Department of Insurance (LDI) hereby submits the following Notice of Intent required by [La. R.S. 49:950, et seq.](#), and announces its intention to proceed with the repeal of Regulation 48, which is to be published as a Notice of Intent in the November 2024 edition of the *Louisiana Register*.

Interested persons are provided an opportunity to submit comments to the LDI on the proposed regulation. The LDI will acknowledge any oral or written comments by the expiration of the comment period.

Enclosure: Notice of Intent to Repeal Regulation 48 – Standardized Claim Forms

Parking Garage which is located between North Sixth and North Fifth/North and Main Streets (cater-corner from the Bienville Building). Validated parking for the Galvez Garage may be available to public hearing attendees when the parking ticket is presented to LDH staff at the hearing.

Dr. Ralph Abraham
Surgeon General
and
Michael Harrington, MBA, MA
Secretary

**FISCAL AND ECONOMIC IMPACT STATEMENT
FOR ADMINISTRATIVE RULES
RULE TITLE: Marine and Fresh Water Animal
Food Products**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)
LDH will no longer be required to obtain a laboratory contract, collect and transport statewide samples. LDH anticipates savings \$5200 in expenses. LDH anticipates \$266.25 in costs related to publishing of the rule.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)
The LDH Commercial Seafood Program will no longer collect the \$100 Imported Seafood Safety Fee from processors and distributors of imported seafood. ACT No. 667 has reassigned the fee to Louisiana Department of Culture, Recreation, and Tourism. In addition to the removal of fees, LDH will no longer collect imported seafood permit fees which is an estimated total fee reduction in collection of \$5200 for FY 2025.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS, SMALL BUSINESSES, OR NONGOVERNMENTAL GROUPS (Summary)
LDH will no longer be receiving permit fees, nor be required to obtain a laboratory contract, collect and transport statewide samples. Affected businesses will now pay fees to the Louisiana Department of Culture, Recreation and Tourism.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)
No effect.

Tonya Joiner
Assistant Secretary
2411#043

Patrice Thomas
Deputy Fiscal Officer
Legislative Fiscal Office

**NOTICE OF INTENT
Department of Insurance
Office of the Commissioner**

**Regulation 48—Standardized Claim Form
(LAC 37:XIII.Chapter 23)**

The Department of Insurance, pursuant to the authority of the Louisiana Insurance Code, R.S. 22:1 et seq., and in accordance with the Administrative Procedure Act, R.S. 49:950, et seq, hereby gives notice of its intent to repeal Regulation 48—Standardized Claims Forms.

The purpose of Regulation 48 was to standardize the forms used in the billing and reimbursement of health care, reduce the number of forms utilized, and increase efficiency in the reimbursement of health care through standardization.

The statute is obsolete as other provisions of law have amended claim requirements. Therefore, Regulation 48 is being repealed in its entirety.

**Title 37
INSURANCE
Part XIII. Regulations
Chapter 23. Regulation 48—Standardized Claim
Forms**

§2301. Purpose

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:10, 22:213(A)(14), and 22:3016(C) of the Insurance Code.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 20:195 (February 1994), amended LR 20:1126 (October 1994), repealed LR 51:

§2303. Definitions

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:10, 22:213(A)(14), and 22:3016(C) of the Insurance Code.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 20:195 (February 1994), amended LR 20:1126 (October 1994), repealed LR 51:

§2305. Applicability and Scope

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:10, 22:213(A)(14), and 22:3016(C) of the Insurance Code.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 20:195 (February 1994), amended LR 20:1126 (October 1994), repealed LR 51:

§2307. Requirements for Use of HCFA Form 1500

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:10, 22:213(A)(14), and 22:3016(C) of the Insurance Code.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 20:195 (February 1994), amended LR 20:1126 (October 1994), repealed LR 51:

**§2309. Requirements for Use of HCFA Approved Form
UB92**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:10, 22:213(A)(14), and 22:3016(C) of the Insurance Code.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 20:195 (February 1994), amended LR 20:1126 (October 1994), repealed LR 51:

§2311. Requirements for Use of J512 Form

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:10, 22:213(A)(14), and 22:3016(C) of the Insurance Code.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 20:195 (February 1994), amended LR 20:1126 (October 1994), repealed LR 51:

§2313. General Provisions

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:10, 22:213(A)(14), and 22:3016(C) of the Insurance Code.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 20:195 (February 1994), amended LR 20:1126 (October 1994), repealed LR 51:

Family Impact Statement

1. Describe the Effect of the Proposed Regulation on the Stability of the Family. The proposed repealed regulation should have no measurable impact upon the stability of the family.

2. Describe the Effect of the Proposed Regulation on the Authority and Rights of Parents Regarding the Education and Supervision of Their Children. The proposed repealed regulation should have no impact upon the rights and authority of parents regarding the education and supervision of their children.

3. Describe the Effect of the Proposed Regulation on the Functioning of the Family. The proposed repealed regulation should have no direct impact upon the functioning of the family.

4. Describe the Effect of the Proposed Regulation on Family Earnings and Budget. The proposed repealed regulation should have no direct impact upon family earnings and budget.

5. Describe the Effect of the Proposed Regulation on the Behavior and Personal Responsibility of Children. The proposed repealed regulation should have no impact upon the behavior and personal responsibility of children.

6. Describe the Effect of the Proposed Regulation on the Ability of the Family or a Local Government to Perform the Function as Contained in the Rule. The proposed repealed regulation should have no impact upon the ability of the family or a local governmental unit to perform the function as contained in the rule.

Poverty Impact Statement

1. Describe the Effect on Household Income, Assets, and Financial Security. The proposed repealed regulation should have no effect on household income assets and financial security.

2. Describe the Effect on Early Childhood Development and Preschool through Postsecondary Education Development. The proposed repealed regulation should have no effect on early childhood development and preschool through postsecondary education development.

3. Describe the Effect on Employment and Workforce Development. The proposed repealed regulation should have no effect on employment and workforce development.

4. Describe the Effect on Taxes and Tax Credits. The proposed repealed regulation should have no effect on taxes and tax credits.

5. Describe the Effect on Child and Dependent Care, Housing, Health Care, Nutrition, Transportation and Utilities Assistance. The proposed repealed regulation should have no effect on child and dependent care, housing, health care, nutrition, transportation, and utilities assistance.

Small Business Analysis

The impact of the proposed repealed regulation on small businesses as defined in the Regulatory Flexibility Act has been considered. It is estimated that the proposed repealed regulation is not expected to have a significant adverse impact on small businesses. The agency, consistent with health, safety, environmental, and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed repealed regulation that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed regulation on small businesses.

1. Identification and Estimate of the Number of the Small Businesses Subject to the Proposed Rule. The proposed repealed regulation should have no measurable impact upon small businesses.

2. The Projected Reporting, Record Keeping, and Other Administrative Costs Required for Compliance with the Proposed Rule, Including the Type of Professional Skills Necessary for Preparation of the Report or Record. The proposed repealed regulation should have no measurable impact upon small businesses.

3. A Statement of the Probable Effect on Impacted Small Businesses. The proposed repealed regulation should have no measurable impact upon small businesses.

4. Describe any Less Intrusive or Less Costly Alternative Methods of Achieving the Purpose of the Proposed Rule. The proposed repealed regulation should have no measurable impact on small businesses; therefore, there is no less intrusive or less costly alternative method of achieving the purpose of the proposed regulation.

Provider Impact Statement

1. Describe the Effect on the Staffing Level Requirements or Qualifications Required to Provide the Same Level of Service. The proposed repealed regulation will have no effect.

2. The Total Direct and Indirect Effect on the Cost to the Provider to Provide the Same Level of Service. The proposed repealed regulation will have no effect.

3. The Overall Effect on the Ability of the Provider to Provide the Same Level of Service. The proposed repealed regulation will have no effect.

Public Comments

Interested persons who wish to make comments may do so by writing to Jacob Carter, Staff Attorney, Louisiana Department of Insurance, P.O. Box 94214, Baton Rouge, LA 70804-9214, or by faxing comments to (225) 342-1632, or electronically at regulations@ldi.la.gov. Comments will be accepted through the close of business, 4:30 p.m., December 10, 2024.

Timothy J. Temple
Commissioner

FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: Regulation 48—Standardized Claim Form

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

The proposed rule change is not anticipated to result in implementation costs or savings to the state or local governmental units. The proposed rule is being repealed due to insufficient legal authority to support this regulation.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

The proposed rule will have no impact on state or local governmental revenues.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS, SMALL BUSINESSES, OR NONGOVERNMENTAL GROUPS (Summary)

The proposed rule change will have no impact on economic costs or benefits to directly affected persons, small businesses, or non-governmental groups.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

The proposed rule will have no impact upon competition and employment in the state.

NOTICE OF INTENT

Department of Insurance Office of the Commissioner

Rule 7—Legal Expense Insurers (LAC 37:XI.Chapter 19)

The Department of Insurance, pursuant to the authority of the Louisiana Insurance Code, R.S. 22:1 et seq., and in accordance with the Administrative Procedure Act, R.S. 49:950, et seq, hereby gives notice of its intent to repeal Rule 7—Legal Expense Insurers.

The purpose of Rule 7 was to adopt uniform guidelines and requirements applicable to legal expense insurers that do business in this state. Rule 7 is obsolete and is no longer used as guidance by the Department of Insurance. Therefore, it is being repealed in its entirety.

Title 37

INSURANCE

Part XI. Rules

Chapter 19. Rule 7—Legal Expense Insurers

§1901. Purpose

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:2.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Commissioner of Insurance, LR 8:235 (May 1982), repealed LR 51:

§1903. Applicability

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:2.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Commissioner of Insurance, LR 8:235 (May 1982), repealed LR 51:

§1905. Definitions

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:2.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Commissioner of Insurance, LR 8:235 (May 1982), repealed LR 51:

§1907. Exemptions

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:2.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Commissioner of Insurance, LR 8:235 (May 1982), repealed LR 51:

§1909. Qualifications as Insurer Required

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:2.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Commissioner of Insurance, LR 8:235 (May 1982), amended LR 47:1537 (October 2021), repealed LR 51:

§1911. Licensing of Agents Required

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:2.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Commissioner of Insurance, LR 8:235 (May 1982), repealed LR 51:

§1913. Compliance Required

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:2.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Commissioner of Insurance, LR 8:235 (May 1982), repealed LR 51:

§1915. Penalty for Non-Compliance

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:2.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Commissioner of Insurance, LR 8:235 (May 1982), repealed LR 51:

§1917. Severability

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:2.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Commissioner of Insurance, LR 8:235 (May 1982), repealed LR 51:

§1919. Effective Date

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22:2.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 47:1537 (October 2021), repealed LR 51:

Family Impact Statement

1. Describe the Effect of the Proposed Regulation on the Stability of the Family. The proposed repealed Rule should have no measurable impact upon the stability of the family.

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6. Describe the Effect of the Proposed Regulation on the Ability of the Family or a Local Government to Perform the Function as Contained in the Rule. The proposed repealed Rule should have no impact upon the ability of the family or a local governmental unit to perform the function as contained in the rule.