

BYLAWS
OF THE
LOUISIANA HEALTH CARE COMMISSION

ARTICLE ONE
NAME

The name of this commission shall be the Louisiana Health Care Commission, created under the provisions of R.S. 22:9, as created by Act 1068, Section 1 of the 1992 Legislative Session, and as subsequently amended from time to time. The commission shall be domiciled in Baton Rouge.

ARTICLE TWO
PURPOSE

- A. The purpose of this commission is to:
- 1) Study the availability and affordability of health care in the state;
 - 2) Examine the rising costs of health care in the state, including but not limited to the cost of administrative duplication, the costs associated with excess capacity and duplication of medical services, the cost of medical malpractice and liability;
 - 3) Examine the adequacy of consumer protections, as well as the formation and implementation of insurance pools that better assure citizens the ability to obtain health insurance at affordable costs and encourage employers to obtain health care benefits for their employees by increased bargaining power and economies of scale for better coverage and benefit options at reduced costs;
 - 4) Examine the implementation issues related to national health care reform initiatives;
 - 5) Conduct public hearings to receive testimony about the availability and affordability of health care in the state;
 - 6) Receive further information and testimony from regional and national experts, when necessary, on health care access issues;
 - 7) Serve as an advisory body to the commissioner and shall submit to the commissioner its recommendations on all matters which it is charged to examine;

- 8) Submit a yearly report on health care and health insurance, which takes into consideration the recommendations, actions and studies of the commission, to the legislature prior to each annual regular session.

ARTICLE THREE MEMBERS

A. Membership of the commission shall be comprised as follows:

- 1) Three members appointed from a list of nominees submitted by the governing boards of state colleges and universities and by a dean from the business schools represented by the Louisiana Association of Independent Colleges and Universities;
- 2) One member of the Senate Committee on Insurance appointed by the President of the Senate as an ex officio, nonvoting member;
- 3) One member of the House Committee on Insurance appointed by the Speaker of the House of Representatives as an ex officio, nonvoting member;
- 4) One member appointed by the secretary of the Department of Health and Hospitals;
- 5) Five at-large members appointed by the Commissioner of Insurance;
- 6) The Commissioner of Insurance or his designee, shall serve as ex officio;
- 7) The remaining members shall be appointed by the Commissioner of Insurance from a list of nominees, one nominee to be submitted by each of the following:
 - 1) The Louisiana Insurers' Conference.
 - 2) Louisiana Association of Health Plans.
 - 3) America's Health Insurance Plans.
 - 4) A domestic mutual, nonprofit health service and indemnity company.
 - 5) Louisiana State Medical Society.
 - 6) Louisiana Trial Lawyers Association.
 - 7) Louisiana Health Care Campaign.
 - 8) Agenda for Children.
 - 9) REPEALED BY ACTS 2004, No. 495 §2.
 - 10) Louisiana State Program of the American Association of Retired Persons.
 - 11) National Federation of Independent Businesses.
 - 12) Louisiana Health Care Alliance.
 - 13) Louisiana Independent Pharmacies Association.
 - 14) American Association of Retired Persons, the nominee of which shall be a volunteer representative.
 - 15) Louisiana Association of Business and Industry.
 - 16) Louisiana Health Plan.

- 17) Louisiana Association of Insurance and Financial Advisors.
- 18) League of Women Voters.
- 19) Louisiana Hospital Association.
- 20) Louisiana Primary Care Association.
- 21) Louisiana Coalition for Maternal and Infant Health.
- 22) A domestic commercial health insurance issuer.
- 23) Chiropractic Association of Louisiana.
- 24) Louisiana AFL-CIO.
- 25) Louisiana Physical Therapy Association.
- 26) Louisiana State Nurses Association.
- 27) Louisiana Dental Association.
- 28) Louisiana Nursing Home Association.
- 29) Louisiana's Medicare Peer Review Organization as designated by the Health Care Financing Administration.
- 30) Louisiana Business Group on Health.
- 31) Louisiana Association of Health Underwriters.
- 32) Louisiana Psychological Association.
- 33) Optometry Association of Louisiana.
- 34) National Independent Insurance Agents.
- 35) National Medical Association.
- 36) National Association for the Advancement of Colored People.
- 37) Association of Community Organizations for Reform Now.
- 38) Louisiana Council on Human Relations.
- 39) National Dental Association.

B. All members shall be confirmed by the Senate.

C. The members of the commission shall serve without compensation.

D. The members shall serve for a term of two years.

E. Vacancies

- 1) Vacancies in the offices of the members shall be filled in the same manner as the original appointments for the unexpired portion of the term of the office vacated.
- 2) Any member who misses four (4) meetings in any given year or three (3) consecutive meetings shall be considered vacating that seat.
- 3) Vacancy may be declared upon the resignation, death, incapacity, or non-qualification of a member.

ARTICLE FOUR
OFFICERS

- A. The Commissioner of Insurance shall appoint a chairman and vice-chairman.
- B. Term of office for chairman and vice-chairman is two years.

ARTICLE FIVE
EXECUTIVE COMMITTEE

- A. The function of the Executive Committee is to exercise the powers of the Commission which arise between regularly scheduled Commission meetings or when it is not practical or feasible for the Commission to meet.
- B. The Committee will consist of the Commission Chair, the Vice-Chair and three Commissioners representing the following groups: provider, insurer and consumer. Except for the Chair and Vice-Chair, members will serve **two year staggered terms**. Members will be selected by the chair.
- C. The Committee shall meet as necessary. A majority of the members shall constitute a quorum.
- D. Key Responsibilities
 - 1) Setting the agenda for commission meetings.
 - 2) Strategic Planning
 - 3) Performance Measures
 - 4) Proposing subcommittee assignments (including proposed Chairs) to the commission and coordination of the work of the subcommittees.
 - 5) Any emergency planning or implementation between regularly scheduled meetings.

ARTICLE SIX
MEETINGS

- A. A quorum for the transaction of business by the commission shall be 40 percent of the **filled seats, excluding the ex-officio members**.
- B. All official actions of the commission shall require the affirmative vote of a majority of the quorum.

- C. The commission shall meet twice in any one calendar year and may meet on the call of the chairman or upon the request of any three members.

ARTICLE SEVEN COMMITTEES

The commission may establish committees, in such areas as may be directed by its membership. The chairman shall appoint the members of such committees and shall designate the chairman of each such committee. The duties and responsibilities of the committee will be determined by the commission membership. Each appointed committee shall make reports as the committee may deem appropriate.

ARTICLE EIGHT PARLIAMENTARY AUTHORITY

A reasonably current version of Robert's Rules of Order, Newly Revised shall be the parliamentary authority for this commission.

ARTICLE NINE AMENDMENT

These bylaws may be amended at any meeting of the membership. Amendments shall be made by a quorum of the membership at such meeting, PROVIDED proper notice is given to the members, together with a copy of the proposed changes, prior to the meeting. These bylaws may be further amended at any time in which the provisions of R.S. 22:9 are amended.

ARTICLE TEN NOTICE

All notices relative to this commission are posted pursuant to the Open Meetings Law.

(Revised 8-21-09)