

2017 Regular Session

HOUSE BILL NO. 320

BY REPRESENTATIVE HAZEL

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

MILITARY AFFAIRS: Provides relative to the designation of a third party administrator of the Louisiana Military Family Assistance Board

## 1 AN ACT

2 To amend and reenact R.S. 46:121(5) and 123(C) and to enact R.S. 46:121(6), relative to  
3 military family assistance; to provide for the designation of a third party  
4 administrator; to provide definitions; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 46:121(5) and 123(C) are hereby amended and reenacted and R.S.  
7 46:121(6) is hereby enacted to read as follows:

## 8 §121. Definitions

9 For purposes of this Part, the following terms shall be defined as follows:

10 \* \* \*

11 (5) "Third party administrator" shall be one or more employees of the  
12 Louisiana Department of Veterans Affairs designated by the secretary and approved  
13 by the board unless the board has entered into a cooperative agreement as provided  
14 in R.S. 46:123(C).

15 (6) "Veteran" means any servicemember of the United States Armed Forces  
16 who has met any of the following conditions:

17 (a) Completed either twenty-four months of continuous active duty or the  
18 full period of not less than ninety days for which he or she was ordered to active  
19 duty, other than active duty for training, and received either an honorable discharge  
20 or a general discharge under honorable conditions.

(b) Completed at least ninety days of active duty and has been discharged under the specific authority of 10 U.S.C. 1171 or 1173, or has been determined to have a compensable service-connected disability.

(c) Has received a discharge with less than ninety days of service for a service-connected disability.

\* \* \*

§123. Louisiana Military Family Assistance Board

\* \* \*

C. The board may enter into a cooperative agreement with a third party administrator to accomplish the necessary administration or required claims adjudication in accordance with rules promulgated by the board. However, such agreement shall not be valid until approved by the Joint Legislative Committee on the Budget. If the board has not entered into a cooperative agreement, the third party administrator shall be one or more employees of the Louisiana Department of Veterans Affairs designated by the secretary and approved by the board.

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#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 320 Original

2017 Regular Session

Hazel

**Abstract:** Provides procedures for establishing a third party administrator for the Louisiana Military Family Assistance Board.

Present law allows the Louisiana Military Family Assistance Board to enter into a cooperative agreement with a third party administrator in accordance with rules promulgated by the board, but requires that the agreement be approved by the Joint Legislative Committee on the Budget.

Proposed law requires that, when the board has not entered into a cooperative agreement, the third party administrator shall be one or more employees of the La. Department of Veterans Affairs who is designated by the secretary and approved by the board.

(Amends R.S. 46:121(5) and 123(C); Adds R.S. 46:121(6))