

RÉSUMÉ DIGEST

ACT 665 (SB 347)

2018 Regular Session

Hewitt

Prior law established the New Opportunities Waiver (NOW) Fund, as a special fund in the state treasury, and provides that the sources of monies in the fund shall be the deposit of 12% of all recurring state general fund revenue, not to exceed \$50 million in any fiscal year, as recognized by the Revenue Estimating Conference in excess of the Official Forecast at the beginning of the current fiscal year, with such monies to be used for appropriation in the ensuing fiscal year. Other sources of monies in the fund are monies designated for the fund and received by the state treasurer from donations, gifts, grants, appropriations, or other revenue.

New law defines "waiver service" for purposes of new law to mean Medicaid services provided under NOW, the Children's Choice Waiver, or any other Medicaid home and community-based waiver for persons with developmental disabilities, as promulgated by rule by the Louisiana Department of Health (LDH). Further provides that LDH shall consult with the La. Developmental Disabilities Council to develop a plan for appropriations out of the fund.

Prior law provided, subject to legislative appropriation, that the monies in the NOW Fund shall be used solely to fund the NOW program administered by LDH and shall be used for the purpose of adding additional waiver slots. New law provides, subject to legislative appropriation, that monies in the NOW Fund shall be used solely to fund waiver services, as defined in new law, to improve the capacity of the state to meet the varying and complex needs of individuals with developmental disabilities, with emphasis on increasing the number of recipients of waiver services, administered by LDH.

Prior law provided that funding shall not be used to supplant appropriations from the general fund for the NOW program. Provides that such funding shall not be used for the purpose of supplanting appropriations from the general fund for waiver services.

Prior law further provided that nothing in prior law shall prohibit the legislature from appropriating additional monies for the NOW slot program. New law provides that nothing shall prohibit the legislature from appropriating additional monies for waiver services.

Effective August 1, 2018.

(Amends R.S. 39:100.61)