

2016 Regular Session

SENATE BILL NO. 37

BY SENATOR GATTI

HEALTH CARE. Provides for recognition of waiver services granted to military parents transferred to Louisiana. (8/1/16)

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AN ACT

To amend and reenact R.S. 28:827(B), (C), and (D) and to enact R.S. 28:827(E), relative to certain Medicaid waiver programs; to provide with respect to certain Medicaid waiver services for children of active duty military members in Louisiana; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 28:827(B), (C), and (D) are hereby amended and reenacted and R.S. 28:827(E) is hereby enacted to read as follows:

§827. Active duty military families

* * *

B. Any active duty member of the armed forces who has been assigned to work in Louisiana and has a child that was receiving home- and community-based waiver services in their state of deployment immediately before coming to Louisiana shall be eligible to receive the next available slot for waiver services upon establishing residency in Louisiana and being determined eligible for Medicaid coverage in Louisiana.

~~B. C.~~ For the purposes of this Section, the definition of "immediate family"

1 includes spouse, child, or other person for whom the member of the armed services
2 has guardianship.

3 ~~€~~ D. The provisions of this Section shall be subject to approval by the
4 Centers for Medicare and Medicaid Services.

5 ~~Đ~~ E. The Department of Health and Hospitals may adopt rules and
6 regulations in accordance with the Administrative Procedure Act as the department
7 deems necessary to administer and implement the provisions of this Section.

8 Section 2. This Act shall become effective on August 1, 2016; if vetoed by the
9 governor and subsequently approved by the legislature, this Act shall become effective on
10 August 1, 2016, or on the day following such approval by the legislature, whichever is later.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Christine Arbo Peck.

DIGEST

SB 37 Original

2016 Regular Session

Gatti

Present law provides that any active duty member of the armed forces who has been temporarily assigned to work outside of Louisiana and any member of his immediate family who has qualified for and has received Louisiana Medicaid waiver services provided under the New Opportunities Waiver, the Children's Choice Waiver, or any other Medicaid home- and community-based waiver, serving persons with developmental disabilities, shall be eligible to receive the next available slot for waiver services upon the member's resumed residence in Louisiana.

Proposed law establishes that any active duty member of the armed forces who has been assigned to work in Louisiana and has a child that was receiving home- and community-based waiver services in their immediate prior state of deployment before coming to Louisiana shall be eligible to receive the next available slot for waiver services upon establishing residency in Louisiana and being determined eligible for Medicaid coverage in Louisiana.

Effective August 1, 2016.

(Amends R.S. 28:827(B), (C), and (D); adds R.S. 28:827(E))