

2026 Regular Session

HOUSE BILL NO. 1092

BY REPRESENTATIVE BUTLER

HEALTH/LDH: Renames the office of citizens with developmental disabilities within the Louisiana Department of Health

1 AN ACT

2 To amend and reenact R.S. 18:106(C)(2)(c), 564(D)(1)(a)(iii) and (2)(a)(iii), 1303(I)(1)(b),

3 and 1309.3(D)(1)(a)(iii), R.S. 28:451.1(D) and (F)(1), 451.2(3) and (19), 451.3(B),

4 451.4(section heading), 454.1(A), 470(D)(2), 621(A), 771(B)(5)(b), 826(B)(1) and

5 (2)(b), (C)(1)(a) and (c), and 917(A), R.S. 36:251(C)(1) and 258(D), R.S. 37:1021,

6 1023(A), and 1025(A)(2), R.S. 40:1159.9(A)(2), 1249.3(A)(3), 2018.7(C)(3)(g),

7 2018.8(B)(introductory paragraph) and (14), 2020(A)(1) through (3) and

8 (B)(introductory paragraph) and (3), 2116(C)(1)(c), and 2180.3, and R.S.

9 46:1301(A)(introductory paragraph) and (1), 2352(F)(3), and 2605(B)(13), relative

10 to the office for citizens with developmental disabilities within the Louisiana

11 Department of Health; to rename the office for citizens with developmental

12 disabilities as the office of intellectual and developmental disability supports; to

13 make technical changes; and to provide for related matters.

14 Be it enacted by the Legislature of Louisiana:

15 Section 1. R.S. 18:106(C)(2)(c), 564(D)(1)(a)(iii) and (2)(a)(iii), 1303(I)(1)(b), and  
16 1309.3(D)(1)(a)(iii) are hereby amended and reenacted to read as follows:

17 §106. Physical disability; inability to write English; language minority groups;  
18 execution of documents; assistance

19 \* \* \*

1 C.

2 \* \* \*

3 (2) For purposes of this Subsection proof of disability means one of the  
4 following:

5 \* \* \*

6 (c) A copy of current documentation showing eligibility for social security  
7 disability benefits, veteran's disability benefits, paratransit services, benefits from the  
8 office ~~for citizens with developmental disabilities~~ of intellectual and developmental  
9 disability supports, or benefits from Louisiana Rehabilitation Services.

10 \* \* \*

11 §564. Assistance in voting on election day

12 \* \* \*

13 D.(1)(a) Prior to receiving assistance pursuant to this Section due to a  
14 disability, including visual impairment, the voter shall file with the registrar in  
15 person or by mail a statement setting forth the necessity and reasons for this  
16 assistance and shall furnish the registrar one of the following:

17 \* \* \*

18 (iii) A copy of current documentation showing eligibility for social security  
19 disability benefits, veteran's disability benefits, paratransit services, benefits from the  
20 office ~~for citizens with developmental disabilities~~ of intellectual and developmental  
21 disability supports, or benefits from Louisiana Rehabilitation Services.

22 \* \* \*

23 (2)(a) A voter shall also be entitled to assistance without having filed with  
24 the registrar a statement setting forth the necessity and reasons for this assistance if,  
25 on election day, the voter presents to the commissioner-in-charge one of the  
26 following as proof of disability:

27 \* \* \*

28 (iii) A copy of current documentation showing eligibility for social security  
29 disability benefits, veteran's disability benefits, paratransit services, benefits from the

1 office for citizens with developmental disabilities of intellectual and developmental  
2 disability supports, or benefits from Louisiana Rehabilitation Services.

3 \* \* \*

4 §1303. Persons entitled to vote in compliance with this Chapter

5 \* \* \*

6 I. Voters with disabilities. (1) Any qualified voter who submits any of the  
7 following to the registrar of voters may vote absentee by mail upon meeting the  
8 requirements of this Chapter:

9 \* \* \*

10 (b) A copy of current documentation showing eligibility for social security  
11 disability benefits, veteran's disability benefits, paratransit services, benefits from the  
12 office for citizens with developmental disabilities of intellectual and developmental  
13 disability supports, or benefits from Louisiana Rehabilitation Services.

14 \* \* \*

15 §1309.3. Assistance in voting during early voting

16 \* \* \*

17 D.(1)(a) Prior to receiving assistance pursuant to this Section because of a  
18 disability, including visual impairment, the voter shall file with the registrar in  
19 person or by mail a statement setting forth the necessity and reasons for this  
20 assistance and shall furnish the registrar one of the following:

21 \* \* \*

22 (iii) A copy of current documentation showing eligibility for social security  
23 disability benefits, veteran's disability benefits, paratransit services, benefits from the  
24 office for citizens with developmental disabilities of intellectual and developmental  
25 disability supports, or benefits from Louisiana Rehabilitation Services.

26 \* \* \*

27 Section 2. R.S. 28:451.1(D) and (F)(1), 451.2(3) and (19), 451.3(B), 451.4(section  
28 heading), 454.1(A), 470(D)(2), 621(A), 771(B)(5)(b), 826(B)(1) and (2)(b), (C)(1)(a) and  
29 (c), and 917(A) are hereby amended and reenacted to read as follows:

1 §451.1. Title; purpose; intent

2 \* \* \*

3 D. It is the intent of this Chapter to establish that the office ~~for citizens with~~  
4 ~~developmental disabilities~~ of intellectual and developmental disability supports  
5 within the Louisiana Department of Health will be responsible for the programmatic  
6 leadership in the designing and developing of all developmental disabilities services  
7 provided by the department either directly or pursuant to agreements with public and  
8 private providers. It is also the intent of this Chapter to enable the office to provide  
9 developmental disabilities services and supports consistent with the rights and  
10 principles within this Chapter, to the extent possible.

11 \* \* \*

12 F. This law shall be made available in alternative formats upon request from  
13 the following:

14 (1) Office ~~for citizens with developmental disabilities~~ of intellectual and  
15 developmental disability supports.

16 \* \* \*

17 §451.2. Definitions

18 As used in this Chapter, the following words, terms, and phrases shall have  
19 the meaning ascribed to them in this Section, except when the context clearly  
20 indicates a different meaning:

21 \* \* \*

22 (3) "Assistant secretary" means the assistant secretary of the office ~~for~~  
23 ~~citizens with developmental disabilities~~ of intellectual and developmental disability  
24 supports of the Louisiana Department of Health.

25 \* \* \*

26 (19) "Office" or "~~OCDD~~" "OIDDS" means the office ~~for citizens with~~  
27 ~~developmental disabilities~~ of intellectual and developmental disability supports  
28 within the Louisiana Department of Health.

29 \* \* \*





1 (5)

2 \* \* \*

3 (b) The copayment provided for in this Paragraph shall be deposited in the  
4 state treasury pursuant to R.S. 39:82 and shall be accounted for by the commissioner  
5 of administration through appropriations control pursuant to R.S. 39:334(B)(6). The  
6 commissioner of administration shall establish a separate cost center in the office of  
7 behavioral health and the office ~~for citizens with developmental disabilities~~ of  
8 intellectual and developmental disability supports for revenue generated pursuant to  
9 this Paragraph. All funds not obligated shall revert to the state general fund at the  
10 end of the fiscal year.

11 \* \* \*

12 §826. Disability Services Fund

13 \* \* \*

14 B.(1) Notwithstanding any other provision of law to the contrary, after  
15 compliance with the requirements of Article VII, Section 9(B) of the Constitution of  
16 Louisiana relative to the Bond Security and Redemption Fund, and after a sufficient  
17 amount is allocated from that fund to pay all of the obligations secured by the full  
18 faith and credit of the state which become due and payable within any fiscal year, the  
19 treasurer shall deposit into the fund an amount equal to the amount collected by the  
20 state attributable to the sale or lease of all or part of any movable and immovable  
21 property previously operated by the office ~~for citizens with developmental~~  
22 ~~disabilities~~ of intellectual and developmental disability supports within the Louisiana  
23 Department of Health, the proceeds of the fee assessed pursuant to the provisions of  
24 R.S. 40:1046(H)(8)(a), and the proceeds of the taxes levied pursuant to R.S.  
25 47:9105(A) and (B).

26 (2)

27 \* \* \*

28 (b) The state treasurer shall deposit monies attributable to the collections by  
29 the state for the sale or lease of all or part of any movable and immovable property



1 directors of the districts and authorities, and other members as deemed appropriate  
2 by the council.

3 \* \* \*

4 Section 3. R.S. 36:251(C)(1) and 258(D) are hereby amended and reenacted to read  
5 as follows:

6 §251. Louisiana Department of Health; creation; domicile; composition;  
7 purpose and functions

8 \* \* \*

9 C.(1) The Louisiana Department of Health shall be composed of the  
10 executive office of the secretary, the office of the surgeon general, the office of  
11 management and finance, the office of public health, the office of behavioral health,  
12 the office ~~for citizens with developmental disabilities~~ of intellectual and  
13 developmental disability supports, the office of aging and adult services, the office  
14 on women's health and community health, and such other offices as shall be created  
15 by law.

16 \* \* \*

17 §258. Offices; purposes and functions

18 \* \* \*

19 D. The office ~~for citizens with developmental disabilities~~ of intellectual and  
20 developmental disability supports shall be responsible for the programs and  
21 functions of the state relating to the care, training, treatment, and education of  
22 persons with intellectual disabilities, persons with developmental disabilities, and  
23 persons with autism. It shall administer residential and day care facilities of the state  
24 for persons with intellectual disabilities and persons with developmental disabilities.

25 \* \* \*

26 Section 4. R.S. 37:1021, 1023(A), and 1025(A)(2) are hereby amended and  
27 reenacted to read as follows:

1 §1021. Applicability

2 This Part shall apply only to the office ~~for citizens with developmental~~  
3 ~~disabilities~~ of intellectual and developmental disability supports and the office of  
4 aging and adult services of the Louisiana Department of Health, to community  
5 homes for persons with developmental disabilities funded through the Louisiana  
6 Department of Health, to intermediate care facilities for people with developmental  
7 disabilities, and to in-home Medicaid home- and community-based services. This  
8 Part shall apply to any program or agency contracting for services with the Louisiana  
9 Department of Health or the Department of Children and Family Services.  
10 Participation on the part of private providers that contract with the Louisiana  
11 Department of Health or the Department of Children and Family Services is strictly  
12 voluntary.

13 \* \* \*

14 §1023. Drug administration course; certification of medication attendants; rules;  
15 instructor training courses; fees

16 A. Drug administration courses shall be established by the office of the  
17 secretary of the Louisiana Department of Health in conjunction with the Louisiana  
18 State Board of Nursing and the Louisiana State Board of Practical Nurse Examiners  
19 and as approved by the secretary of the Louisiana Department of Health. Persons  
20 who have successfully completed the course and passed a qualifying examination  
21 shall be permitted to administer certain medications to residents of facilities operated  
22 by the office ~~for citizens with developmental disabilities~~ of intellectual and  
23 developmental disability supports or community homes for persons with  
24 developmental disabilities funded through the Louisiana Department of Health or the  
25 Department of Children and Family Services and to persons receiving in-home  
26 Medicaid home- and community-based services and shall be known as medication  
27 attendants. The course shall include but not be limited to instruction of the legal  
28 aspects, roles, and responsibilities of drug administration, definitions, terminology,

1 classification, measurement, identification, effects, distribution, and the care and  
2 handling of drugs.

3 \* \* \*

4 §1025. Qualifications of applicants to the drug administration course

5 A. Each person accepted to participate in the drug administration course  
6 shall be:

7 \* \* \*

8 (2) Employed in a facility operated by the office ~~for citizens with~~  
9 ~~developmental disabilities~~ of intellectual and developmental disability supports, in  
10 a community home for persons with developmental disabilities funded through the  
11 Louisiana Department of Health or the Department of Children and Family Services,  
12 or in an intermediate care facility for people with developmental disabilities, or be  
13 a person who provides in-home Medicaid home- and community-based services.

14 \* \* \*

15 Section 5. R.S. 40:1159.9(A)(2), 1249.3(A)(3), 2018.7(C)(3)(g),  
16 2018.8(B)(introductory paragraph) and (14), 2020(A)(1) through (3) and (B)(introductory  
17 paragraph) and (3), 2116(C)(1)(c), and 2180.3 are hereby amended and reenacted to read as  
18 follows:

19 §1159.9. Consent to surgical or medical treatment for persons with developmental  
20 disabilities and residents of state-operated nursing homes

21 A. Upon the written recommendation of the treating physician, the following  
22 persons may consent to any surgical or medical treatment on behalf of any person  
23 with a developmental disability who is a recipient of service from a state-operated  
24 supported living program or home- and community-based service provider, or who  
25 is a resident of a state-operated residential facility, community, or group home for  
26 persons with developmental disabilities, state-supervised extended family living  
27 program, or a nonstate-operated residential facility, community, or group home for

1 persons with developmental disabilities, or who is a resident of a state-operated  
2 nursing home:

3 \* \* \*

4 (2) For a resident of a state-supervised extended family living program, or  
5 a recipient of service from a state-operated supported living program or home- and  
6 community-based service provider, the office ~~for citizens with developmental~~  
7 ~~disabilities~~ of intellectual and developmental disability supports administrator or  
8 manager with administrative authority over the extended family living program,  
9 supported living program, or home- and community-based service provider for the  
10 region where the home is located or the program or service is being provided.

11 \* \* \*

12 §1249.3. Medical assistance programs

13 A. The department shall adopt rules and regulations in accordance with the  
14 Administrative Procedure Act with regards to the following:

15 \* \* \*

16 (3) Changing the policy on the allocation of waiver slots so that the office  
17 ~~for citizens with developmental disabilities~~ of intellectual and developmental  
18 disability supports and the office of aging and adult services may allocate all Centers  
19 for Medicare and Medicaid Services-approved waivers, such as Children's Choice,  
20 Supports, Residential ~~Options~~ Options, and Adult Day Health Care, based upon  
21 individual need and cost-effectiveness, as long as individual needs are met with the  
22 alternative waivers.

23 \* \* \*

24 §2018.7. Palliative Care Interdisciplinary Advisory Council; creation; purpose;  
25 termination

26 \* \* \*

27 C.

28 \* \* \*

1           (3) The council may engage and solicit, as necessary, input,  
2 recommendations, and guidance pertaining to palliative care from interested parties  
3 and stakeholders including but not limited to the following:

4   \*       \*       \*

5           (g) The office ~~for citizens with developmental disabilities of the department~~  
6 of intellectual and developmental disability supports.

7   \*       \*       \*

8           §2018.8. Alzheimer's and Related Dementias Advisory Council; composition;  
9 purpose

10    \*       \*       \*

11           B. The council shall consist of the following ~~twenty-two~~ members:

12    \*       \*       \*

13           (14) The assistant secretary of the office ~~of citizens with developmental~~  
14 ~~disabilities~~ of intellectual and developmental disability supports or his designee.

15    \*       \*       \*

16           §2020. Review of deaths of persons served by the Louisiana Department of Health

17           A. The legislature finds that:

18           (1) In accordance with best practices and national trends, it is recommended  
19 that the Louisiana Department of Health through the office ~~for citizens with~~  
20 ~~developmental disabilities~~ of intellectual and developmental disability supports, the  
21 office of behavioral health, and the office of aging and adult services monitor and  
22 review deaths of persons receiving services through the offices.

23           (2) Collection of data on the causes and circumstances of death of these  
24 persons will enable the office ~~for citizens with developmental disabilities~~ of  
25 intellectual and developmental disability supports, the office of behavioral health,  
26 and the office of aging and adult services to initiate quality improvement and  
27 provider remediation in long-term care services in order to reduce mortality rates.

28           (3) A complete review of the information obtained by the office ~~for citizens~~  
29 ~~with developmental disabilities~~ of intellectual and developmental disability supports,

1 the office of behavioral health, and the office of aging and adult services will enable  
2 the offices to identify patterns and systemic problems to support corrective actions  
3 and quality improvements in service delivery.

4 B. For the purposes of this Section, the following terms ~~shall~~ have the  
5 following meanings:

6 \* \* \*

7 (3) "Office" means the office ~~for citizens with developmental disabilities of~~  
8 intellectual and developmental disability supports, the office of behavioral health,  
9 or the office of aging and adult services within the Louisiana Department of Health.

10 \* \* \*

11 §2116. Facility need review

12 \* \* \*

13 C.(1) The secretary of the Louisiana Department of Health shall appoint a  
14 facility need review committee, "FNR committee", that shall consist of the following  
15 members:

16 \* \* \*

17 (c) The assistant secretary of the office ~~for citizens with developmental~~  
18 ~~disabilities of~~ intellectual and developmental disability supports of the Louisiana  
19 Department of Health or his designee.

20 \* \* \*

21 §2180.3. Input from the office ~~for citizens with developmental disabilities of~~  
22 intellectual and developmental disability supports

23 Any office, bureau, or agency that licenses ICF/DD's shall prepare proposed  
24 rules, regulations, and standards in consultation with the office ~~for citizens with~~  
25 ~~developmental disabilities~~ of intellectual and developmental disability supports.  
26 Such consultation will include assurance that all federal and state laws and  
27 regulations, including the provisions of this Chapter regarding program  
28 requirements, are included in the licensing requirements.

1 Section 6. R.S. 46:1301(A)(introductory paragraph) and (1), 2352(F)(3), and  
2 2605(B)(13) are hereby amended and reenacted to read as follows:

3 §1301. Services to autistic persons; center of excellence for autism spectrum  
4 disorder; responsibility

5 A. The Louisiana Department of Health ~~shall be~~ is responsible for providing  
6 services to autistic persons, with the exception of those delineated by Part I of  
7 Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950 and provided for by  
8 the Department of Education or the local school board or otherwise mandated by law  
9 to be provided by the Department of Education or the local school board. The  
10 Louisiana Department of Health shall be responsible for:

11 (1) The establishment of a center of excellence for autism spectrum disorder  
12 within the office ~~for citizens with developmental disabilities~~ of intellectual and  
13 developmental disability supports. This center may be operated by the office  
14 through formal agreements with the Department of Education and other appropriate  
15 public and private agencies including but not limited to Louisiana State University  
16 Health Sciences Center-New Orleans, Louisiana State University Health Sciences  
17 Center-Shreveport, and St. Mary's Residential Training School in Alexandria, or  
18 others. This center should be the core of activities providing services to autistic  
19 citizens including but not limited to early diagnosis and intervention and  
20 individualized programs involving school, home, and community throughout the life  
21 span of autistic citizens. The center shall give assistance to private and public  
22 agencies providing services to autistic citizens and their families. The center shall  
23 become a resource and training facility for educators and others charged with  
24 educating autistic citizens. The center, as well as any facilities constructed as a part  
25 of the center upon the appropriation of funds, shall be located in Caddo Parish.

26 \* \* \*

27 §2352. Creation; board membership; terms; compensation

28 \* \* \*

1 F. Upon request of the board, the directors of the following agencies shall  
2 make themselves available for consultation and shall provide information regarding  
3 the services available to the deaf through their respective agencies:

4 \* \* \*

5 (3) The Louisiana Department of Health, office ~~for citizens with~~  
6 ~~developmental disabilities~~ of intellectual and developmental disability supports.

7 \* \* \*

8 §2605. Children's Cabinet Advisory Board

9 \* \* \*

10 B. The advisory board shall be composed of the following members:

11 \* \* \*

12 (13) The assistant secretary of the office ~~for citizens with developmental~~  
13 ~~disabilities~~ of intellectual and developmental disability supports of the Louisiana  
14 Department of Health or his designee.

15 \* \* \*

16 Section 7. The Louisiana State Law Institute is hereby authorized and requested to  
17 change all references in the Louisiana Revised Statutes of 1950 from the office for citizens  
18 with developmental disabilities to the office of intellectual and developmental disability  
19 supports and "OCDD" to "OIDDS".

20 Section 8. This Act shall become effective upon signature by the governor or, if not  
21 signed by the governor, upon expiration of the time for bills to become law without signature  
22 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
23 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
24 effective on the day following such approval.

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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 1092 Engrossed

2026 Regular Session

Butler

**Abstract:** Changes the name of the office for citizens with developmental disabilities within the La. Dept. of Health.

Proposed law changes the name of the office for citizens with developmental disabilities to the office of intellectual and developmental disability supports.

(Amends R.S. 18:106(C)(2)(c), 564(D)(1)(a)(iii) and (2)(a)(iii), 1303(I)(1)(b), and 1309.3(D)(1)(a)(iii), R.S. 28:451.1(D) and (F)(1), 451.2(3) and (19), 451.3(B), 451.4(Section heading), 454.1(A), 470(D)(2), 621(A), 771(B)(5)(b), 826(B)(1) and (2)(b), (C)(1)(a) and (c), and 917(A), R.S. 36:251(C)(1) and 258(D), R.S. 37:1021, 1023(A), and 1025(A)(2), R.S. 40:1159.9(A)(2), 1249.3(A)(3), 2018.7(C)(3)(g), 2018.8(B)(intro. para) and (14), 2020(A)(1)-(3) and (B)(intro. para.) and (3), 2116(C)(1)(c), and 2180.3, and R.S. 46:1301(A)(intro. para) and (1), 2352(F)(3), and 2605(B)(13))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Health and Welfare to the original bill:

1. Make technical changes.