
DIGEST

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HB 539 Reengrossed

2018 Regular Session

Leger

Abstract: Provides for fees for expedited licensing surveys for certain facilities and providers licensed by the La. Department of Health.

Proposed law provides that any person, partnership, corporation, unincorporated association, or other legal entity currently operating or planning to operate a type of health facility licensed by the La. Department of Health (LDH) may seek an expedited licensing process in accordance with proposed law. Provides that proposed law shall apply to any of the following licensed facilities and providers:

Adult day health care facility; ambulatory surgical center; home health agency; hospice; hospital; nursing facility; rural health clinic; intermediate care facility for people with developmental disabilities; end stage renal disease facility; psychiatric residential treatment facility; pediatric day health care facility; therapeutic group home; crisis receiving center; home- and community-based service provider; adult residential care provider.

Proposed law provides for the following fee types and amounts to be assessed and payable to LDH at the time an application for an expedited licensing survey is made:

- (1) Tier 1 expedited licensing fee, in the amount of \$6,000.
- (2) Tier 2 expedited licensing fee, in the amount of \$5,000.
- (3) Tier 3 expedited licensing fee, in the amount of \$4,000.

Proposed law provides for six expedited licensing functions to be assessed at the tier 1 level; 14 expedited licensing functions to be assessed at the tier 2 level; and 25 expedited licensing functions to be assessed at the tier 3 level.

Proposed law stipulates that the expedited licensing process provided for in proposed law is at the discretion of the provider or facility requesting the process.

Proposed law provides that if a provider or facility submits an expedited licensing process application and pays all applicable fees, then LDH shall prioritize the application. Provides that after LDH receives the completed expedited licensing application packet, the department shall contract to conduct the required survey within 10 working days of the date that the provider contacted the LDH licensing section to schedule the expedited survey.

Proposed law requires LDH to refund any fee amount paid by a provider in accordance with proposed law if the services for which the provider paid the fee are not completed within the time period specified in proposed law.

Proposed law requires LDH to ensure that no provider seeking approval to apply for licensure pursuant to a pre-licensing facility need review process provided for in present law is affected by another provider of the same license type choosing the expedited licensing process provided for in proposed law instead of the regular licensing process provided for in present law.

Proposed law requires LDH to submit a written report to the legislative committees on health and welfare on or before Feb. 1, 2019, regarding implementation of the expedited licensing process authorized by proposed law.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 40:2006.2)

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Require the La. Department of Health (LDH) to refund any fee amount paid by a healthcare provider in accordance with proposed law if the services for which the provider paid the fee are not completed within the time period specified in proposed law.
2. Require LDH to ensure that no healthcare provider seeking approval to apply for licensure pursuant to a pre-licensing facility need review process provided for in present law is affected by another provider of the same license type choosing the expedited licensing process provided for in proposed law.
3. Require LDH to submit a written report to the legislative committees on health and welfare on or before Feb. 1, 2019, regarding implementation of the expedited licensing process authorized by proposed law.
4. Remove outpatient abortion facilities from the set of provider types authorized by proposed law to seek expedited licensing.
5. Stipulate that LDH shall contract to conduct the expedited licensure functions authorized by proposed law.