

2025 Regular Session

HOUSE BILL NO. 541

BY REPRESENTATIVES HILFERTY, CHASSION, AND KNOX

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

HEALTH CARE/PROVIDERS: Establishes a registry for individuals and entities that provide caregiving services

1 AN ACT

2 To enact R.S. 40:2120.2(3)(f), (6), and (7) and 2120.8, relative to caregiver registries; to  
3 distinguish a caregiver registry from other healthcare service providers; to prohibit  
4 certain actions by a caregiver registry; to require caregiver registries to conduct  
5 background checks for healthcare providers on the registry; to provide for  
6 definitions; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 40:2120.2(3)(f), (6), and (7) and 2120.8 are hereby enacted to read  
9 as follows:

10 §2120.2. Definitions

11 As used in this Part:

12 \* \* \*

13 (3) "Home- and community-based service provider" means an agency,  
14 institution, society, corporation, person or persons, or any other individual or group  
15 that provides one or more home- and community-based services as defined in this  
16 Section. The term "home- and community-based service provider" shall not include  
17 any of the following:

18 \* \* \*

1           (f) A caregiver registry which establishes a registry that facilitates referrals  
2           or matches between individuals seeking caregivers.

3                               \*           \*           \*

4           (6) "Caregiver" means a personal care attendant, companion, or homemaker.

5           (7) "Caregiver registry" means a person or legal entity that establishes a  
6           registry that facilitates referrals or matches between individuals seeking caregivers  
7           and caregivers whose services are not reimbursed by a federal or state government  
8           program.

9                               \*           \*           \*

10           §2120.8. Caregiver registry

11           A. A caregiver registry shall not participate in any of the following:

12           (1) Employing, directing, or supervising caregivers.

13           (2) Providing clinical oversight of caregivers.

14           (3) Dictating any term or condition of a referred or matched caregiver's care  
15           relationship with an individual to whom the caregiver is referred or matched.

16           B. A caregiver registry shall provide information regarding licensed  
17           healthcare providers and facilities through which the caregiver may need to operate  
18           to provide care giving services.

19           C. A caregiver registry shall not constitute a home health agency as defined  
20           in R.S. 40:2116.31(4), a home- and community-based service provider as defined in  
21           R.S. 40:2120.2(4), or a nurse staffing agency as defined in R.S. 40:2120.13(6).

22           D. A caregiver registry shall conduct a background check on the healthcare  
23           providers listed on the registry.

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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 541 Reengrossed

2025 Regular Session

Hilferty

**Abstract:** Provides for caregiver registries and what actions are required and prohibited by caregiver registries.

Present law defines "department", "financial viability", "home- and community-based service provider", "home- and community-based services", and "infirm elderly".

Proposed law extends the home- and community-based service provider definition by providing that a home- and community-based service provider does not include a caregiver registry which establishes a registry that facilitates referrals or matches between individuals seeking caregivers.

Proposed law also adds definitions for "caregiver" and "caregiver registry". Proposed law otherwise retains present law.

Proposed law prohibits a caregiver registry from participating in any of the following:

- (1) Employing, directing, or supervising caregivers.
- (2) Providing clinical oversight of caregivers.
- (3) Dictating any term or condition of a referred or matched caregiver's care relationship with an individual to whom the caregiver is referred or matched.

Proposed law requires a caregiver registry to provide information regarding licensed healthcare providers and facilities through which the caregiver may need to operate to provide care giving services.

Proposed law requires a caregiver registry to conduct a background check on the healthcare providers listed on the registry.

(Adds R.S. 40:2120.2(3)(f), (6), and (7) and 2120.8)

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Amend provision of present law that provides what a home- and community-based service provider does not include.
2. Prohibit certain actions that a caregiver registry can participate in.
3. Require a caregiver registry to provide certain information in regards to licensed healthcare providers and facilities where the caregiver may provide care giving services.
4. Require a caregiver registry to conduct a background check on the healthcare providers listed on the registry.
5. Make technical changes.