LEGISLATIVE FISCAL OFFICE **Fiscal Note**

> SB 120 SLS 25RS 351 Fiscal Note On:

> > Author: SELDERS

Analyst: Anthony Shamis

Bill Text Version: ENROLLED

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: June 10, 2025

Fiscal

Notes

Subject: Emergency Certificates for Voluntary Admission

MENTAL HEALTH

Louisiana

Office

egislative 🍴 Fiscal

EN NO IMPACT See Note

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Provides relative to use of emergency certificates for formal voluntary admission. (8/1/25)

9:50 AM

Present law provides for admission by emergency certificate (executed by a medical provider) for individuals in need of immediate care and treatment in a facility who have been determined to be a danger to themselves or others by a medical provider or are gravely disabled.

Present law requires the medical provider to execute the emergency certificate attesting that the individual is unwilling or unable to seek voluntary admission.

Proposed law adds a provision on the certificate to state that the person is willing to seek voluntary admission upon arrival at the treating facility.

Proposed law provides that if the certificate states that the person is willing to seek voluntary admission upon arrival at the treating facility, the person shall be assessed pursuant to the provisions of R.S. 28:52 or R.S. 25:52.2, as applicable, at the time of the initial psychiatric evaluation at the treating facility.

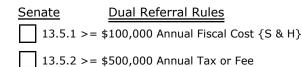
EXPENDITURES	2025-26	2026-27	2027-28	2028-29	2029-30	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0
REVENUES	2025-26	2026-27	2027-28	2028-29	2029-30	5 -YEAR TOTAL
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Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure. Proposed law will have no expenditure impact to the Louisiana Department of Health (LDH) or the State Board of Medical Examiners (SBME) to modify the physician's emergency certificate by adding a provision to state that a person is willing to seek voluntary admission. LDH reports that the Office of Behavioral Health (OBH) is solely responsible for publishing emergency certificates online, which are updated at no cost. There is no expenditure impact on the Medicaid program, as coverage depends on meeting the Medical Necessity Criteria (MNC) for admission; adding a provision for voluntary admission will not affect this. SBME reports that its role is limited to licensing and regulating medical providers and does not extend to the emergency certificate process.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.



Change {S & H}

House 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

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Patrice Thomas Deputy Fiscal Officer

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