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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, 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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SB 405 Original

DIGEST  
2026 Regular Session

Talbot

Proposed law requires any nursing home resident or potential resident in a home that receives an overall quality rating of one-star from the Centers for Medicare and Medicaid Services (CMS) to receive individual counseling from the office of aging and adult services.

Proposed law further requires the office to offer the resident or potential resident either immediate access to a Community Choices Waiver and any other home- and community-based service or immediate transfer to a nursing home of their choice that is rated an overall two or above.

Proposed law requires potential residents and placing entities to be notified of the one-star rating prior to placement.

Proposed law requires the administrator of a nursing home that has been assigned a one-star rating to submit a remediation plan to the La. Dept. of Health within 30 days after receiving the rating.

Proposed law provides that any nursing home with an overall one-star rating may be subject to additional surveys, monitoring, and intervention by the La. Dept. of Health.

Proposed law provides that if a nursing home has not improved its overall rating after a two-year period, the department shall enforce sanctions up to and including placing the nursing home on a closure track.

Proposed law provides that proposed law applies to any nursing home with an overall quality rating of one-star on Oct. 1, 2026, and shall remain effective until the rating has improved to a quality rating of two stars or higher.

Proposed law provides that proposed law may be known and shall be cited as the "Nursing Home Choice Act".

Effective August 1, 2026.

(Adds R.S. 40:2009.10.2)