

RÉSUMÉ DIGEST

ACT 136 (HB 199)

2026 Regular Session

Miller

Existing law establishes a facility need review process within the La. Dept. of Health (LDH) to determine if there is a need for any new or additional nursing facilities or beds.

Existing law provides that a facility need review must be satisfied before a nursing facility can proceed with licensure and Medicaid provider certification.

Existing law provides for a nursing facility moratorium with certain exceptions and provides that nursing facilities are subject to facility need review in the absence of the moratorium.

Prior law provided that the nursing facility moratorium was in effect until July 1, 2027.

New law changes prior law by extending the moratorium until July 1, 2031.

New law requires LDH to collect data from hospitals on avoidable skilled nursing days, which may indicate periods when a patient remained in a hospital despite being eligible for treatment in a nursing facility.

New law requires LDH to collect information from nursing facilities regarding staffed licensed bed capacity and the number of refusals or denials to admit patients who are eligible for nursing facility care.

New law requires LDH to submit quarterly reports on the information collected pursuant to new law to the House and Senate committees on health and welfare beginning April 15, 2027, and to submit annual reports to the committees beginning March 1, 2028.

Effective August 1, 2026.

(Amends R.S. 40:2116.1(B)(1))