

## RÉSUMÉ DIGEST

**ACT 675 (HB 922)**

**2016 Regular Session**

**Hensgens**

Existing law establishes fees to be imposed on certain healthcare service providers. Prior law set the maximum fee for nursing facilities at \$10.00 per occupied bed per day.

New law changes the maximum fee amount to the percentage of net patient service revenues permitted by federal regulations as determined by the Dept. of Health and Hospitals (DHH) on a per occupied bed per day basis.

Prior law prohibited DHH from imposing any new fee or increasing any fee on any nursing home without prior approval of the specific fee amount by record vote of a majority of the elected members of each house of the legislature while in session.

New law repeals prior law.

Existing law establishes the La. Medical Assistance Trust Fund as a special fund in the state treasury. Prior law provided that the fund comprises monies generated by the fees on certain providers of healthcare services enumerated in existing law and required a separate account within the fund for each provider group.

New law extends the application of existing law to all fees on healthcare providers authorized by law and requires the state treasurer to establish a separate account within the fund for each provider group.

Prior law required the monies in the fund to be allocated, with accompanying federal matching money, to each of the healthcare provider groups in proportion to the amount of fees collected in each account, based upon fees established by DHH pursuant to prior law.

New law requires the legislature to allocate monies in the fund from the separate accounts only if the appropriation is eligible for federal financial participation under the Medicaid program. New law further requires DHH to expend monies deposited into each account only for the reimbursement of services to the provider group that paid the fee into the account in any fiscal year and provides that any expenditure from the separate accounts for a purpose other than medical assistance payments for the providers paying the fee shall be void.

Existing law prohibits the use of the monies in the fund to displace, replace, or supplant appropriations from the state general fund for the Medicaid program below the amount of state general fund appropriations to DHH for the 2012-2013 Fiscal Year.

Prior law required the state treasurer to report the status of the fund and its accounts at least quarterly to the secretary of DHH and the Joint Legislative Committee on the Budget (JLCB).

New law requires the state treasurer to report the status and utilization of the fund and the separate accounts quarterly to the secretary of the DHH and the JLCB. New law further requires DHH to report on the expenditure of funds out of each separate account in the fund quarterly to the JLCB.

Effective August 1, 2016.

(Amends R.S. 46:2623 and 2625(A)(1)(intro. para.) and (a); Repeals R.S. 46:2625(B))