

RÉSUMÉ DIGEST

ACT 425 (HB 250)

2019 Regular Session

Davis

New law requires each residential treatment facility licensed pursuant to existing law, R.S. 40:2151 et seq., which provides treatment for opioid use disorder to provide all of the following:

- (1) Onsite access to at least one form of FDA-approved opioid antagonist treatment.
- (2) Onsite access to at least one form of FDA-approved partial opioid agonist treatment.

New law stipulates that for purposes of new law, "onsite access" means delivery of treatment to the patient at the location of the residential treatment facility but shall not mean that the facility is required to maintain stock of the medication-assisted treatment at the facility.

New law provides that a residential treatment facility shall not be in violation of new law if prior authorization from a patient's health insurer, including a Medicaid program, is required and the preapproval request is denied by that health insurer.

New law requires each residential treatment facility licensed pursuant to existing law which provides treatment for opioid use disorder to submit to the La. Department of Health (LDH) on its initial licensing application or its annual licensing renewal an attestation as to whether it is complying with the requirements of new law. Provides that the requirement for submission of the attestation shall commence on January 1, 2021. Provides further that if the treatment facility is not fully complying with the requirements of new law, then its attestation shall include a report addressing its progress toward satisfying those requirements.

New law prohibits LDH from taking any action prior to January 1, 2021, to enforce new law requiring residential treatment facilities to submit attestations to the department relative to their compliance with new law.

New law prohibits LDH from taking any action prior to January 1, 2021, against a residential treatment facility licensed as of the effective date of new law for failure to comply with new law.

Effective January 1, 2020.

(Amends R.S. 40:2156(B)(intro. para.) and (6); Adds R.S. 40:2153(15) and 2159.1)