

ACT No. 450

2021 Regular Session

HOUSE BILL NO. 172

BY REPRESENTATIVES BUTLER, ADAMS, AMEDEE, BROWN, CARPENTER, CARRIER, GARY CARTER, ROBBY CARTER, WILFORD CARTER, CORMIER, COUSSAN, COX, CREWS, DAVIS, ECHOLS, EDMONSTON, EMERSON, FIRMENT, FREEMAN, FREIBERG, GADBERRY, GREEN, HILFERTY, HORTON, HUGHES, ILLG, MIKE JOHNSON, KERNER, LACOMBE, LANDRY, LARVADAIN, LYONS, MCMAHEN, DUSTIN MILLER, MOORE, NEWELL, ROBERT OWEN, PIERRE, PRESSLY, SCHLEGEL, SELDERS, STAGNI, STEFANSKI, THOMPSON, TURNER, VILLIO, WHITE, AND ZERINGUE AND SENATOR FOIL

1 AN ACT

2 To enact Part II-B of Chapter 5-E of Title 40 of the Louisiana Revised Statutes of 1950, to
3 be comprised of R.S. 40:1250.31 and 1250.32, relative to the medical assistance
4 program of this state known as Medicaid; to provide relative to administration of the
5 Medicaid program by the Louisiana Department of Health; to require Medicaid
6 coverage of dental services for certain persons with developmental or intellectual
7 disabilities; to provide for eligibility for such coverage; to require the provision of
8 such coverage by a certain date; to require administrative rulemaking; and to provide
9 for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. Part II-B of Chapter 5-E of Title 40 of the Louisiana Revised Statutes of
12 1950, comprised of R.S. 40:1250.31 and 1250.32, is hereby enacted to read as follows:

13 PART II-B. DENTAL COVERAGE FOR PERSONS WITH
14 DEVELOPMENTAL OR INTELLECTUAL DISABILITIES
15 §1250.31. Dental care for certain adults with developmental or intellectual
16 disabilities; Medicaid coverage required
17 A.(1) The Louisiana Department of Health shall ensure that comprehensive
18 Medicaid coverage for dental care is provided to each person of age twenty-one or

1 older who is enrolled in any Medicaid waiver program for persons with
2 developmental or intellectual disabilities.

3 (2) For purposes of this Section, "comprehensive Medicaid coverage for
4 dental care" means Medicaid coverage which reimburses for dental and oral health
5 services including all of the following:

6 (a) Diagnostic services.

7 (b) Preventive services.

8 (c) Restorative services.

9 (d) Endodontics.

10 (e) Periodontics.

11 (f) Prosthodontics.

12 (g) Oral and maxillofacial surgery.

13 (h) Orthodontics.

14 (i) Emergency care.

15 B. The Louisiana Department of Health shall not furnish any coverage
16 required by Subsection A of this Section until all of the following have occurred:

17 (1) The Centers for Medicare and Medicaid Services has approved the
18 provision of such coverage.

19 (2) The legislature has appropriated the funding necessary for the provision
20 of such coverage.

21 §1250.32. Administrative rulemaking

22 The Louisiana Department of Health shall promulgate all such rules in
23 accordance with the Administrative Procedure Act as are necessary to implement the
24 provisions of this Part.

1 Section 2. The Louisiana Department of Health shall take all such actions as are
2 necessary to make the coverage required by the provisions of Section 1 of this Act available
3 to all persons eligible for such coverage on or before July 1, 2022.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____