

2025 Regular Session

HOUSE BILL NO. 541

BY REPRESENTATIVES HILFERTY, CHASSION, AND KNOX

1 AN ACT

2 To enact R.S. 40:2120.2(3)(f), (6), and (7) and 2120.8, relative to caregiver registries; to  
3 distinguish a caregiver registry from other healthcare service providers; to prohibit  
4 certain actions by a caregiver registry; to require caregiver registries to conduct  
5 background checks for healthcare providers on the registry; to provide for  
6 definitions; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 40:2120.2(3)(f), (6), and (7) and 2120.8 are hereby enacted to read  
9 as follows:

10 §2120.2. Definitions

11 As used in this Part:

12 \* \* \*

13 (3) "Home- and community-based service provider" means an agency,  
14 institution, society, corporation, person or persons, or any other individual or group  
15 that provides one or more home- and community-based services as defined in this

1 Section. The term "home- and community-based service provider" shall not include  
2 any of the following:

3 \* \* \*

4 (f) A caregiver registry which establishes or maintains a registry that  
5 facilitates referrals or matches for individuals seeking caregivers, and which meets  
6 the requirements of R.S. 40:2120.8, and includes the referred caregivers who  
7 perform services for referred individuals.

8 \* \* \*

9 (6) "Caregiver" means a registered nurse, licensed practical nurse, certified  
10 nursing assistant, personal care attendant, direct service worker, home health aide,  
11 companion, or homemaker.

12 (7) "Caregiver registry" means a person or legal entity that establishes a  
13 registry that facilitates referrals or matches between individuals seeking caregivers  
14 and caregivers whose services will not be reimbursed by a federal or state  
15 government program.

16 \* \* \*

17 §2120.8. Caregiver registry

18 A. A caregiver registry shall not participate in any of the following:

19 (1) Employing, directing, or supervising caregivers.

20 (2) Providing clinical oversight of caregivers.

21 (3) Dictating any term or condition of a referred or matched caregiver's care  
22 relationship with an individual to whom the caregiver is referred or matched.

23 B. A caregiver registry shall provide information regarding licensed  
24 healthcare providers and facilities through which the caregiver may need to operate  
25 to provide care giving services.

26 C. A caregiver registry shall not constitute a home health agency as defined  
27 in R.S. 40:2116.31(4), a home- and community-based service provider as defined in  
28 R.S. 40:2120.2(4), or a nurse staffing agency as defined in R.S. 40:2120.13(6).

1                    D. A caregiver registry shall conduct a background check on the healthcare  
2                    providers listed on the registry.

3                    E. A caregiver registry shall not refer, match, or place any caregiver to a  
4                    licensed healthcare facility.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_