

2018 Regular Session

HOUSE BILL NO. 728

BY REPRESENTATIVE LEGER

HEALTH/BEHAVIORAL: Provides relative to standards for Medicaid-funded substance use disorder treatment

1 AN ACT

2 To enact Subpart E of Part XIII of Chapter 3 of Title 46 of the Louisiana Revised Statutes
3 of 1950, to be comprised of R.S. 46:460.101 through 460.103, relative to Medicaid-
4 funded substance use disorder treatment; to provide relative to substance use disorder
5 treatment furnished through the Medicaid managed care program; to provide for
6 substance use disorder treatment standards; to establish requirements for contracts
7 between the Louisiana Department of Health and Medicaid managed care
8 organizations; to provide for administrative rulemaking; and to provide for related
9 matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. Subpart E of Part XIII of Chapter 3 of Title 46 of the Louisiana Revised
12 Statutes of 1950, comprised of R.S. 46:460.101 through 460.103, is hereby enacted to read
13 as follows:

14 SUBPART E. SUBSTANCE USE DISORDER TREATMENT

15 §460.101. Findings and purpose

16 A. The 2016 Surgeon General's Report on Alcohol, Drugs, and Health
17 indicates that patients who undergo residential treatment for substance use disorders
18 for a duration of fewer than ninety days are significantly less likely to show
19 improved outcomes and more likely to relapse. Accordingly, the legislature finds
20 that shorter, unsuccessful residential treatment stays for persons suffering from

1 substance use disorders often represent both an inadequate level of care and a
2 wasteful allocation of limited healthcare resources.

3 B. The purpose of this Subpart is to provide for the appropriate level and
4 manner of substance use disorder treatment through the major publicly funded
5 healthcare program of this state, and thereby better address the critical public health
6 problem that these disorders pose.

7 §460.102. Substance use disorder treatment; standards; Medicaid managed care
8 organization contracts

9 A. The department shall establish standards for substance use disorder
10 treatment in the Medicaid managed care program of this state that are consistent with
11 evidence-based best practices. Such standards shall include, without limitation,
12 minimum length of stay criteria for residential treatment.

13 B. In developing its contractual agreements with each managed care
14 organization that contracts with this state to provide Medicaid benefits and services
15 to Medicaid enrollees, the department shall ensure that each such agreement reflects
16 the substance use disorder treatment standards required by the provisions of this
17 Section.

18 §460.103. Administrative rulemaking

19 The secretary of the department shall promulgate all rules and regulations in
20 accordance with the Administrative Procedure Act as are necessary to implement the
21 provisions of this Subpart.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 728 Original

2018 Regular Session

Leger

Abstract: Requires the La. Department of Health to establish standards for substance use disorder treatment in the Medicaid managed care program.

Proposed law provides legislative findings concerning treatment for substance use disorders.

Proposed law requires the La. Department of Health (LDH) to establish standards for substance use disorder treatment in the Medicaid managed care program that are consistent

with evidence-based best practices. Requires that such standards include, without limitation, minimum length of stay criteria for residential treatment.

Proposed law stipulates that in developing its contractual agreements with each of the state's Medicaid managed care organizations, LDH shall ensure that each such agreement reflects the substance use disorder treatment standards required by proposed law.

(Adds R.S. 46:460.101-460.103)