

RÉSUMÉ DIGEST

ACT 27 (HB 95)

2020 Second Extraordinary Session

Butler

Existing law, R.S. 40:2180 et seq., provides for licensure and regulation by the La. Department of Health (LDH) of intermediate care facilities for people with developmental disabilities (ICF/DD). New law retains existing law.

New law requires LDH to promulgate administrative rules to allow any close family member of an ICF/DD resident to visit the resident during any state-declared public health emergency or any public health emergency addressing the infectious respiratory disease known as COVID-19. Provides requirements for the minimum content of such rules.

New law stipulates that the rules adopted pursuant to new law shall be preempted by any federal statute, regulation, or guidance that requires an ICF/DD to restrict resident visitation in a manner that is more restrictive than those rules.

New law provides that, for purposes of new law, "close family member" means a parent, step-parent, sibling, step-sibling, aunt, uncle, child, step-child, spouse, mother-in-law, father-in-law, grandparent, grandchild, or legal representative of the ICF/DD resident.

Effective upon signature of governor (Oct. 28, 2020).

(Adds R.S. 40:2180.2(11))