

2023 Regular Session

HOUSE BILL NO. 419

BY REPRESENTATIVE TRAVIS JOHNSON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

MEDICAID: Provides relative to Medicaid coverage for the Psychiatric Collaborative Care Model

1 AN ACT

2 To enact Part VII of Chapter 5-E of Title 40 of the Louisiana Revised Statutes of 1950, to
3 be comprised of R.S. 40:1259.1, relative to Medicaid coverage for mental health and
4 substance Medicaid recipients via the Psychiatric Collaborative Care Model; and to
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Part VII of Chapter 5-E of Title 40 of the Louisiana Revised Statutes of
8 1950, comprised of R.S. 40:1259.1, is hereby enacted to read as follows:

9 PART VII. PSYCHIATRIC COLLABORATIVE CARE MODEL

10 §1259.1. Psychiatric Collaborative Care Model; Medicaid coverage; service
11 delivery method requirements

12 A. The state Medicaid program shall provide coverage for mental health and
13 substance abuse services that are delivered through evidence-based, integrated
14 behavioral healthcare models, such as the Psychiatric Collaborative Care Model.

15 B.(1) Any medical necessity determination made for a recipient of Medicaid
16 services shall be in compliance with the provisions set forth in the Medicaid
17 program, as provided for in Title XIX of the Social Security Act, the Mental Health
18 Parity and Addiction Equity Act, and in accordance with the rules promulgated by
19 the Louisiana Department of Health.

1 (2) The Louisiana Department of Health shall promulgate rules, in
2 accordance with the Administrative Procedure Act, as needed to comply with the
3 requirements set forth in this Section.

4 C. As used in this Section, the following terms have the meanings ascribed
5 to them:

6 (1) "Medicaid" means the medical assistance program provided for in Title
7 XIX of the Social Security Act.

8 (2) "Mental health or substance abuse services" means services for the
9 treatment of any condition or disorder that involves a mental health condition or
10 substance use disorder that falls under any of the diagnostic categories listed in the
11 mental disorders section of the current edition of the International Classification of
12 Diseases or that is listed in the mental disorders section of the most recent version
13 of the Diagnostic and Statistical Manual of Mental Disorders.

14 (3) "Psychiatric Collaborative Care Model" means the evidence-based,
15 integrated behavioral health service delivery method that is typically provided by a
16 primary care team consisting of a primary care provider and a care manager who
17 works in collaboration with a psychiatric consultant, such as a psychiatrist. Care is
18 directed by the primary care team and includes structured care management with
19 regular assessments of clinical status using validated tools and modification of
20 treatment as appropriate. The psychiatric consultant provides regular consultations
21 to the primary care team to review the clinical status and care of patients and to make
22 recommendations.

23 Section 2.(A) The provisions of Section 1 of this Act shall become effective when
24 an Act of the Louisiana Legislature containing a specific appropriation of monies for the
25 implementation of the provisions of this Act becomes effective.

26 (B) The provisions of this Section become effective upon signature of the governor
27 or, if not signed by the governor, upon expiration of the time for bills to become law without
28 signature by the governor, as provided in Article III, Section 18 of the Constitution of

- 1 Louisiana. If vetoed by the governor and subsequently approved by the legislature, the
 2 provisions of this Section shall become effective on the day following such approval.

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 419 Re-Reengrossed

2023 Regular Session

Travis Johnson

Abstract: Provides Medicaid coverage for mental health and substance abuse services via the Psychiatric Collaborative Care Model.

Proposed law requires Medicaid to provide coverage for mental health and substance abuse services delivered through evidence-based, integrated behavioral healthcare models, such as the Psychiatric Collaborative Care Model.

Proposed law requires any medical necessity determinations made for a recipient of Medicaid services to comply with the provisions set forth in present law and the rules promulgated by the La. Dept. of Health.

Proposed law defines "Medicaid", "mental health or substance abuse services", and "Psychiatric Collaborative Care Model".

Effective when an Act of the La. Legislature containing a specific appropriation of monies for the implementation of the proposed law becomes effective.

(Adds R.S. 40:1259.1)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Health and Welfare to the original bill:

1. Make technical corrections.

The Committee Amendments Proposed by House Committee on Appropriations to the engrossed bill:

1. Provide the bill becomes effective when an Act of the legislature containing a specific appropriation of monies for the implementation of proposed law becomes effective.