

New law authorizes the Department of Health and Hospitals to promulgate rules for the establishment, reestablishment, or continued operation of nursing facilities located in areas subject to hurricanes, tidal surges, or flooding. Such rules must include requirements for building and construction codes and guidelines, restrictions of locations of newly approved facilities that are subject to the facility need review process, provisions for the fair allocation of the Medicaid share of facility specific costs directly incurred by a facility as a result of compliance, and provisions for reasonable time periods for compliance.

New law authorizes the Department of Health and Hospitals to promulgate rules for the establishment, reestablishment, or continued operation of hospitals located in areas subject to hurricanes, tidal surges, or flooding. Such rules may include the requirements for building and construction codes, provisions for the fair allocation of the Medicaid share of facility specific costs directly incurred by a facility as a result of compliance, and provisions for reasonable time periods for compliance.

New law authorizes the Department of Health and Hospitals to promulgate rules for the establishment, reestablishment, or continued operation of intermediate care facilities for the mentally retarded located in areas subject to hurricanes, tidal surges, or flooding. Such rules must include the requirements for building and construction codes and guidelines, restrictions of locations of newly approved facilities that are subject to the facility need review process, provisions for the fair allocation of the Medicaid share of facility specific costs directly incurred by a facility as a result of compliance, and provisions for reasonable time periods for compliance.

Effective upon signature of governor (December 6, 2005).

(Adds R.S. 40:2009.4(A)(6), 2109(B)(1)(c), and 2180.2(10))