

Regular Session, 2013
HOUSE BILL NO. 392

ACT No. 311

BY REPRESENTATIVES STUART BISHOP AND ANDERS

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

1 AN ACT

2 To enact Part XI of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be
3 comprised of R.S. 46:460.41 through 460.42, relative to the medical assistance
4 program; to provide for managed care organizations which provide health care
5 services to medical assistance program enrollees; to provide for payment for services
6 rendered to newborns; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Part XI of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950,
9 comprised of R.S. 46:460.41 through 460.42, is hereby enacted to read as follows:

10 PART XI. CONTINUITY OF CARE FOR NEWBORNS ENROLLED IN
11 MEDICAID MANAGED CARE

12 §460.41. Definitions

13 As used in this Part, the following terms shall have the meaning ascribed to
14 them in this Section unless the context clearly indicates otherwise:

15 (1) "Department" means the Department of Health and Hospitals.

16 (2) "Health care provider" or "provider" means a physician licensed to
17 practice medicine by the Louisiana State Board of Medical Examiners or other
18 individual health care practitioner licensed, certified, or registered to perform
19 specified health care services consistent with state law.

20 (3) "Managed care organization" shall have the same meaning as provided
21 for that term in 42 CFR 438.2 and shall also mean any entity providing primary care
22 case management services to Medicaid recipients pursuant to a contract with the
23 department.

1 (4) "Medicaid" and "medical assistance program" mean the medical
2 assistance program provided for in Title XIX of the Social Security Act.

3 §460.42. Claims payment for care rendered to newborns; reporting

4 A. Each managed care organization shall compensate, at a minimum, ninety
5 percent of the Medicaid fee-for-service rate in effect for each service coded as a
6 primary care service rendered to a newborn Medicaid beneficiary within thirty days
7 of the beneficiary's birth regardless of whether the Medicaid provider rendering the
8 services is contracted with the managed care organization, but subject to the same
9 requirements as a contracted provider.

10 B. On or before January 1, 2014, and annually thereafter, the department
11 shall report to the House and Senate committees on health and welfare the incidence
12 and causes of all re-hospitalizations of infants born premature at less than
13 thirty-seven weeks gestational age and who are within the first six months of life.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____