

2016 Regular Session

HOUSE BILL NO. 498

BY REPRESENTATIVE POPE

HEALTH CARE/FACILITIES: Institutes a moratorium on new pediatric day health facility licenses

1 AN ACT

2 To enact R.S. 40:2193.5, relative to pediatric day healthcare facilities; to provide for a
3 moratorium on additional licenses for such facilities; to provide for the duration of
4 the moratorium; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:2193.5 is hereby enacted to read as follows:

7 §2193.5. Additional licenses; moratorium

8 A. The Department of Health and Hospitals shall implement a moratorium
9 on additional licenses for pediatric day healthcare facilities, and shall not approve
10 any additional pediatric day healthcare facilities.

11 B.(1) The prohibition established by the provisions of this Section shall
12 apply only to applications for new facilities not approved prior to July 1, 2016. The
13 prohibition shall become enforceable on July 1, 2016, and shall remain in effect until
14 July 1, 2024.

15 (2) The prohibition established by the provisions of this Section shall not
16 apply to the replacement of existing facilities.

17 Section 2. This Act shall become effective on July 1, 2016.

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 498 Original

2016 Regular Session

Pope

Abstract: Institutes a moratorium on new pediatric day health facility licenses to be effective July 1, 2016, through July 1, 2024.

Present law provides for licensure and regulation of pediatric day healthcare facilities, defined in present law as follows:

"Pediatric day healthcare facility" means a facility that may operate 7 days a week, not to exceed 12 hours a day, to provide care for medically fragile children under the age of 21, including technology-dependent children who require close supervision. Care and services to be provided by the facility shall include but shall not be limited to nursing care; respiratory care; physical, speech, and occupational therapies; assistance with aids of daily living; transportation services; and education and training.

Proposed law retains present law.

Proposed law requires the Department of Health and Hospitals to implement a moratorium on additional licenses for pediatric day healthcare facilities.

Proposed law provides that the moratorium shall apply only to applications for new facilities not approved prior to July 1, 2016. Provides that the moratorium shall become enforceable on July 1, 2016, and shall remain in effect until July 1, 2024.

Proposed law provides that the moratorium shall not apply to the replacement of existing facilities.

Effective July 1, 2016.

(Adds R.S. 40:2193.5)