

## SENATE SUMMARY OF HOUSE AMENDMENTS

SB 564

2018 Regular Session

Luneau

**KEYWORD AND SUMMARY AS RETURNED TO THE SENATE**

HEALTH CARE. Provides for behavioral health services providers. (gov sig)

**SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL**

1. Revises the definition of "psychosocial rehabilitation services" in proposed law to delete a reference in the definition to behavioral health rehabilitation services.
2. Defines "preliminary accreditation", for purposes of proposed law, to mean accreditation granted by an accrediting body to an unaccredited program seeking full accreditation status.
3. Provides that reimbursement to behavioral health services providers that provide certain services in the Medicaid specialized behavioral health rehabilitation services program shall comply with the requirements of proposed law, subject to any required approval by the federal Medicaid agency.
4. Extends the period requiring certain behavioral health services providers to attain full accreditation from 12 months to 18 months.
5. Deletes provision of psychosocial rehabilitation (PSR) services on a full-time basis for a licensed and accredited provider agency on or before June 30, 2016, as a qualification for PSR providers without the degree required by proposed law to continue providing PSR services.
7. Changes the minimum degree required by proposed law for provision of community psychiatric support and treatment services on and after July 1, 2018, from a master's degree to a bachelor's degree.
8. Stipulates that no facility need review approval for a license to provide psychosocial rehabilitation services or community psychiatric support and treatment services shall be granted to any applicant unless the Louisiana Department of Health determines that the evidence and data submitted by the applicant establishes the probability of serious, adverse consequences to recipients' ability to access services if the provider is not allowed to seek licensure.
9. Makes technical changes.

**DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE**

SB 564 Engrossed

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Present law provides for licensing of behavioral health services providers by the Louisiana Department of Health (LDH) and requires that such providers be licensed in order to receive Medicaid reimbursement. Proposed law retains present law and provides relative to specialized behavioral health services providers that furnish community psychiatric support and treatment (CPST) services or psychosocial rehabilitation (PSR) services.

Proposed law defines "preliminary accreditation" as accreditation granted by an accrediting body to an unaccredited program seeking full accreditation status.

Proposed law requires the following for all behavioral health service providers providing PSR or CPST services to Medicaid recipients to be eligible to receive reimbursement:

- (1) Be licensed as a behavioral health service provider agency.
- (2) Be accredited by a department-approved accrediting organization and meet the following conditions:
  - (a) Show proof of full accreditation or obtain preliminary accreditation prior to being contracted with a Medicaid managed care organization.
  - (b) Maintain proof of full accreditation or proof of preliminary accreditation.
  - (c) If not fully accredited on or before July 1, 2018, the provider shall attain full accreditation within eighteen months of its initial accreditation application date and provide proof of full accreditation to each managed care organization with which it is contracted.
  - (d) Maintain continuous full or preliminary accreditation.
  - (e) Cost of attaining and maintaining accreditation is the provider's responsibility.
  - (f) Shall report any loss of accreditation, suspension of accreditation, reduction to a preliminary accreditation status, or any other action that could result in the loss of accreditation, to each managed care organization with which it is contracted, within twenty-four hours of receipt of notification from the accreditation body.
- (3) Effective January 1, 2019, the provider is to have a National Provider Identification number (NAI). Requires each provider agency to include its NAI number and the NAI number of individuals rendering the PSR or CPST services on its behalf on all claims for Medicaid reimbursement for dates of service on or after January 1, 2019.
- (4) Implement a member choice form to be signed by each recipient, or the legal guardian or representative of the recipient, receiving PSR or CPST in order to prevent or reduce duplication of services.
- (5) Be credentialed and in the provider network of the managed care organization that the provider intends to submit claims for Medicaid services, unless the managed care organization has a single case agreement with a provider agency not in its network.
- (6) Meet any other requirements promulgated LDH to ensure the quality and effectiveness of services.

Proposed law requires all behavioral health service providers to ensure that any individual rendering PSR or CPST services for the licensed and accredited provider agency meets all of the following requirements in order to be eligible for reimbursement:

- (1) For services rendered on or after January 1, 2019, the person rendering the PSR or CPST services shall have an individual NAI number and that NAI number shall be included on any claim by that provider agency for reimbursement related to such services.
- (2)(a) On and after July 1, 2018, any individual rendering PSR services shall hold a minimum of a bachelor's degree from an accredited university or college in the field of counseling, social work, psychology, or sociology. If the individual does not possess the minimum bachelor's degree but meets all provider qualifications in effect prior to July 1, 2018, they may continue to provide PSR services for the same provider agency. Requires the individual rendering PSR services at a different provider agency to comply with provisions in proposed law.
- (b) On and after July 1, 2018, any individual rendering any CPST services shall hold a minimum of a bachelor's degree from an accredited university or college in the field of counseling, social work, psychology, or sociology.
- (3)(a) Requires an individual rendering PSR or CPST services for a licensed and accredited provider agency to meet all other requirements set forth in Medicaid rules, regulations, provider manuals, and policies.

(b) Within thirty days of the effective date of proposed law, requires LDH to shall commence any actions that are required to amend any existing department rule or regulation that is in conflict with the requirements proposed law.

Proposed law requires LDH to maintain a facility need review process for behavioral health services providers that provide PSR or CPST services.

Proposed law requires behavioral health services providers that provide PSR or CPST services to employ a full-time mental health supervisor. Requires the mental health supervisor to assist in the design and evaluation of PSR or CPST services.

Proposed law requires LDH to implement a centralized credentialing verification organization certified by the National Committee for Quality Assurance.

Proposed law authorizes recoupment of Medicaid funds paid to a provider who is not in compliance with proposed law. Provides for referral of such providers to the Medicaid Fraud Control Unit of the attorney general's office for further action.

Proposed law provides for rulemaking and audits of LDH by the legislative auditor with respect to proposed law.

Proposed law prohibits LDH from taking any final action resulting in the elimination of PSR and CPST services unless the action is affirmatively approved by the legislative committees on health and welfare.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 40:2162)

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