

2019 Regular Session

HOUSE BILL NO. 619 (Substitute for House Bill No. 475 by Representative Jim Morris)

BY REPRESENTATIVES JIM MORRIS AND ABRAMSON

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

HEALTH CARE/FACILITIES: Transfers management of the state's leasing of the John J. Hainkel, Jr., Home from the La. Dept. of Health to the LSU Health Sciences Center at New Orleans

1 AN ACT

2 To amend and reenact R.S. 40:16.3(A), (B), (C)(introductory paragraph) and (4), and (D)  
3 and to repeal R.S. 40:16.3(C)(5) and (7), relative to the John J. Hainkel, Jr., Home  
4 and Rehabilitation Center; to transfer management of the leasing of the facility from  
5 the Louisiana Department of Health to the LSU Health Sciences Center at New  
6 Orleans; to provide for leasing of the facility to LCMC Health; and to provide for  
7 related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 40:16.3(A), (B), (C)(introductory paragraph) and (4), and (D) are  
10 hereby amended and reenacted to read as follows:

11 §16.3. John J. Hainkel, Jr., Home and Rehabilitation Center; lease

12 A. ~~The secretary of the Louisiana Department of Health and the~~  
13 ~~commissioner of administration are~~ chancellor of the Louisiana State University  
14 Health Sciences Center at New Orleans, referred to hereafter in this Section as the  
15 "chancellor", is hereby authorized to execute a negotiated lease to the New Orleans  
16 ~~Home for Incurables~~ LCMC Health for the John J. Hainkel, Jr., Home and  
17 Rehabilitation Center, including the lease of the property, buildings, equipment,  
18 movable assets, and all other appurtenances of the facility, which is described as  
19 follows:



1 the facility in the same manner in which it was maintained prior to the execution of  
 2 the lease and to seek to maintain the facility as a five star quality rated facility,  
 3 subject to approval by the Louisiana Department of Health and the Senate and House  
 4 committees on health and welfare, meeting jointly or separately.

5 \* \* \*

6 D. Nothing in this Section shall preclude the ~~Louisiana Department of Health~~  
 7 chancellor from negotiating readiness assessment criteria with the ~~New Orleans~~  
 8 ~~Home for Incurables~~ LCMC Health prior to the commencement of the lease.

9 Section 2. R.S. 40:16.3(C)(5) and (7) are hereby repealed in their entirety.

#### 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 619 Engrossed

2019 Regular Session

Jim Morris

**Abstract:** Transfers management of the state's leasing of the John J. Hainkel, Jr., Home and Rehabilitation Center from the La. Dept. of Health to the LSU Health Sciences Center at New Orleans.

Present law authorizes the secretary of the La. Department of Health (LDH) and the commissioner of administration to execute a negotiated lease to the New Orleans Home for the Incurables for the John J. Hainkel, Jr., Home and Rehabilitation Center.

Proposed law revises present law to provide that the chancellor of the Louisiana State University Health Sciences Center at New Orleans shall negotiate the lease for the John J. Hainkel, Jr., Home and Rehabilitation Center, and that the lease shall be with LCMC Health.

Proposed law repeals present law providing all of the following:

- (1) That the Medicaid rate shall be set at the rate as of March 19, 2010, and shall be set at such rate for at least one year from the effective date of any lease and for any period after one year from the effective date of any lease the Medicaid rate shall be set at the rate which would be paid under the nursing home reimbursement methodology, subject to approval by the federal Medicaid agency.
- (2) That the New Orleans Home for the Incurables shall offer those employees who are employed by the John J. Hainkel, Jr., Home and Rehabilitation Center at the commencement of the lease first priority for employment.

(Amends R.S. 40:16.3(A), (B), (C)(intro. para.) and (4), and (D); Repeals R.S. 40:16.3(C)(5) and (7))