

BY REPRESENTATIVE MARCELLE

1 A CONCURRENT RESOLUTION

2 To make the principal amount in the Medicaid Trust Fund for the Elderly available for

3 appropriation for Fiscal Year 2020-2021.

4 WHEREAS, the Medicaid Trust Fund for the Elderly was established in the 2000

5 First Extraordinary Session of the Legislature as a permanent trust fund in the state treasury,

6 with spending of the principal of the fund limited to specific purposes, including the re-

7 basing of nursing homes in accordance with the approved state Medicaid plan; and

8 WHEREAS, R.S. 46:2691(B) provides that after July 1, 2014, the principal in the

9 fund from proceeds received by the state associated with the Deepwater Horizon oil spill or

10 any other source shall not be subject to appropriation unless authorized by a joint resolution

11 approved by two-thirds of the elected members of each house of the legislature; and

12 WHEREAS, R.S. 39:91 requires that for Fiscal Year 2019-2020, forty-five percent

13 of economic damages proceeds from the Deepwater Horizon oil spill be deposited into the

14 Medicaid Trust Fund for the Elderly; and

15 WHEREAS, R.S. 46:2742(B)(11) provides that re-basing of nursing home rates shall

16 occur, at a minimum, biennially.

17 THEREFORE, BE IT RESOLVED that pursuant to R.S. 46:2691(B), the Legislature

18 of Louisiana does hereby consent to make the principal amount of the Medicaid Trust Fund

19 for the Elderly available for appropriation for Fiscal Year 2020-2021 for the purpose of re-

20 basing nursing home rates.

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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)]

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HCR 17 Original

2020 Regular Session

Marcelle

Provides legislative consent to make the principal amount of the Medicaid Trust Fund for the Elderly available for appropriation for FY 2020-2021 for the purpose of re-basing nursing home rates.