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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Brandi Cannon.

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DIGEST

SB 108 Engrossed

2021 Regular Session

Luneau

Proposed law provides for minimum requirements for contracts entered into by the La. Dept. of Health (LDH) with any Medicaid managed care organization (MCO) incorporating mental health rehabilitation services, including annual training for employees, contractors, and subcontractors of MCOs performing the performance or supervision of audits, prior authorization determinations, and clinical reviews of mental health rehabilitation services providers.

Proposed law provides for employees, contractors, and subcontractors of MCOs to take all necessary steps to ensure mental health rehabilitation services providers are rostered, credentialed, or otherwise eligible to provide and be reimbursed for mental health rehabilitation services in accordance with proposed law.

Present law provides for the credentialing of health care providers. Proposed law decreases the maximum length of time for an MCO to complete a credentialing process once it receives all the information needed for credentialing from 90 days to 60 days. Proposed law also decreases from 60 days to 45 days the time limit after an MCO makes a request for any needed verification or verification supporting statement for the MCO to inform an applicant the requested documentation has not been received.

Proposed law provides for a health care provider to be considered credentialed, recertified, or approved if an MCO fails to act within 60 days of receipt of all the information needed for credentialing.

Proposed law provides that employees, contractors, and subcontractors of MCOs shall take all steps necessary to ensure that mental health rehabilitation services providers have the right to an independent review of an adverse action taken by the MCO in accordance with proposed law.

Proposed law provides that no Medicaid managed care organization contract incorporating mental health rehabilitation services shall be executed without inclusion of the minimum requirements and that any existing contract entered into prior to August 1, 2021, shall be amended to include the minimum requirements.

Proposed law provides that LDH shall enforce monetary penalties against any Medicaid managed care organization that violates the minimum contractual requirements.

Proposed law requires LDH to promulgate and adopt any rules and regulations necessary to implement the provisions of proposed law.

Effective January 1, 2022.

(Amends R.S. 46:460.61; adds R.S. 39:1648.1 and R.S. 46:460.81(D))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Health and Welfare to the original bill

1. Removes domicile requirement for certain MCO staff.
2. Requires MCO staff to receive annual training.
3. Provides for credentialing of providers.
4. Deletes provisions relative to audit parameters and procedures.
5. Provides for an independent review of an adverse action by an MCO.
6. Requires rulemaking by LDH.
7. Changes the effective date.
8. Makes technical changes.