BEHAVIORAL HEALTH. Provides relative to specialized behavioral health rehabilitation services in the Louisiana medical assistance program. (gov sig)

AN ACT

To amend and reenact R.S. 40:2162(A)(3) and (7), (C)(3), (D)(1), (2)(c), (3)(b), and (H)(1) and to repeal R.S. 40:2162(C)(2)(c), relative to behavioral health rehabilitation services in the medical assistance program; to provide for community psychiatric support and treatment services; to provide for psychosocial rehabilitation services; to provide for licensure requirements of individuals providing services; to provide for technical updates of outdated provisions; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:2162(A)(3) and (7), (C)(3), (D)(1), (2)(c), (3)(b), and (H)(1) are hereby amended and reenacted to read as follows:

§2162. Specialized behavioral health rehabilitation services in the Louisiana medical assistance program

A. For purposes of this Section, the following definitions shall apply:

(3) "Community psychiatric support and treatment services", hereinafter referred to as "CPST" services, means CMS-approved Medicaid mental health

Coding: Words which are struck through are deletions from existing law; words in boldface type and underscored are additions.
rehabilitation services defined as services associated with assisting individuals with skill building to restore stability, support functional gains, and adapt to community living; designed to focus on reducing the reduce disability from mental illness, restoring restore functional skills of daily living, and building build natural supports, and solution-oriented interventions, or such other successor services or requirements subsequently approved by CMS or the department for CPST services for the Louisiana medical assistance program achieve identified person-centered goals or objectives through counseling, clinical psycho-education, and ongoing monitoring needs as set forth in an individualized treatment plan.

* * *

(7) "Psychosocial rehabilitation services”, hereinafter referred to as "PSR" services, means CMS-approved Medicaid mental health rehabilitation services defined as psycho-educational services provided to individuals with mental illness in order to assist with skill building, restoration, and rehabilitation; designed to assist the individual with compensating for or eliminating functional deficits and interpersonal or environmental barriers associated with mental illness; or such other successor services or requirements subsequently approved by CMS or the department for PSR services for the Louisiana medical assistance program: through skill building to restore and rehabilitate social and interpersonal skills and daily living skills.

* * *

C. In order to be eligible to receive Medicaid reimbursement, all behavioral health services providers providing PSR or CPST services to Medicaid recipients shall meet all of the following requirements:

* * *

(3) Effective January 1, 2019, have Have a National Provider Identification number, hereinafter referred to as "NPI". The behavioral health services provider agency shall include its NPI number and the NPI number of the individual rendering the PSR or CPST services on its behalf on all claims for Medicaid reimbursement.
submitted for PSR or CPST services, for dates of service on or after January 1, 2019.

* * *

D. In order to be eligible to receive Medicaid reimbursement, all behavioral
health services providers shall ensure that any individual rendering PSR or CPST
services for the licensed and accredited provider agency meets all of the following
requirements:

(1) Effective for services rendered on or after January 1, 2019, the The
individual rendering the PSR or CPST services for the licensed and accredited
provider agency shall have an individual NPI number and that NPI number shall be
included on any claim by that provider agency for reimbursement related to such
services.

(2) * * *

(c) Any individual rendering any CPST services for a licensed and accredited
provider agency 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. The assessment and treatment planning components of CPST services
for a licensed and accredited provider agency shall be a fully licensed mental
health professional. Any individual rendering any of the other components of
CPST services for a licensed and accredited provider agency shall be a fully
licensed mental health professional, a provisionally licensed professional
counselor, a provisionally licensed marriage and family therapist, a licensed
master social worker, a certified social worker, or a psychology intern from an
American Psychological Association approved internship program.

(3) * * *

(b) Within thirty days of May 31, 2018, the The department shall commence
any actions that are required to amend any existing department rule or regulation that
is in conflict with the requirements of this Section, including but not limited to any
required approval by CMS.

* * *

Coding: Words which are struck through are deletions from existing law; words in boldface type and underscored are additions.
H.(1) Effective July 1, 2018, the Medicaid managed care organizations
shall take appropriate actions to recoup Medicaid payments or funds from any
behavioral health services provider that renders Medicaid services in violation of the
 provision of this Section.

* * *

Section 2. R.S. 40:2162(C)(2)(c) is hereby repealed.

Section 3. This Act shall become effective upon signature by the governor or, if not
signed by the governor, upon expiration of the time for bills to become law without signature
by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
vetoed by the governor and subsequently approved by the legislature, this Act shall become
effective on the day following such approval.

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

DIGEST

SB 213 Original 2022 Regular Session  Luneau

Present law provides that "community psychiatric support and treatment services" (CPST)
are CMS-approved Medicaid mental health rehabilitation services to assist individuals with
skill building designed to reduce disability from mental illness, restore functional skills of
daily living, and build natural supports and solution-oriented interventions, or such other
successor services or requirements subsequently approved by CMS or the La. Dept. of
Health.

Proposed law deletes present law language regarding successor services and specifies that
CPST services are intended to achieve identified person-centered goals or objectives through
counseling, clinical psycho-education, and ongoing monitoring needs as set forth in an
individualized treatment plan.

Present law provides that "psychosocial rehabilitation services" (PSR) are CMS-approved
Medicaid mental health rehabilitation services provided to individuals with mental illness
designed to assist the individual with compensating for or eliminating functional deficits and
interpersonal or environmental barriers associated with mental illness, or such other
successor services or requirements subsequently approved by CMS or LDH.

Proposed law deletes present law language regarding successor services and specifies that
PSR services use skill building to restore and rehabilitate social and interpersonal skills and
daily living skills.

Present law provides that an individual rendering any CPST services for a licensed and
accredited provider agency 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.

Proposed law changes present law to require an individual rendering the assessment and
treatment planning components of CPST services to be a fully licensed mental health
professional. Proposed law further provides that an individual rendering all other
components of CPST services shall be a fully licensed mental health professional, a provisionally licensed professional counselor, a provisionally licensed marriage and family therapist, a licensed master social worker, a certified social worker, or a psychology intern from an American Psychological Association approved internship program.

Proposed law removes effective dates in present law that have already passed.

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

(Amends R.S. 40:2162(A)(3) and (7), (C)(3), (D)(1), (2)(c), (3)(b), and (H)(1); repeals R.S. 40:2162(C)(2)(c))