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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Angela L. De Jean.

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DIGEST

SB 296 Original

2022 Regular Session

Barrow

Present law provides relative to a facility which is engaged in furnishing primary health services to outpatients by physicians, physician assistants, or nurse practitioners. Proposed law retains present law and also includes pharmacists.

Proposed law provides relative to pharmacist clinical services in the Louisiana medical assistance program.

Proposed law provides for definitions. Specifies that "pharmacist clinical services" means patient care provided by and within the scope of practice of a licensed pharmacist with the intent of achieving outcomes related to the cure, prevention, or management of a disease or medical condition.

Proposed law provides that medicaid reimbursement to pharmacist clinical services in the Medicaid program shall comply with the requirements of proposed law, subject to any required CMS approval.

Proposed law provides that in order to be eligible to receive Medicaid reimbursement, a pharmacist providing pharmacist clinical services to Medicaid recipients shall meet certain requirements including having a National Provider Identification Number and being credentialed and in the provider network of the managed care organization that the provider intends to submit claims for Medicaid services. Requires the pharmacist to meet any other requirements promulgated through rulemaking by the department to ensure the quality and effectiveness of services and to meet all other requirements set forth in Medicaid rules, regulations, provider manuals, and policies.

Proposed law provides that the department shall implement a credentialing process for the Medicaid pharmacist clinical services program. The credentialing process shall perform pharmacist credentialing that meets the following criteria:

- (1) Verification of license.
- (2) Any additional requirements imposed by the department for becoming a Medicaid provider reimbursed under the Medicaid pharmacist clinical services program.

Proposed law requires effective 7/1/22, the Medicaid managed care organizations to take appropriate actions to recoup Medicaid payments or funds from any pharmacist that renders Medicaid services in violation of the provisions of proposed law.

Proposed law provides that the department may refer noncompliant pharmacists to the LMFCU within the La. attorney general's office for further fraud investigation.

Proposed law provides that the department shall promulgate any rules pursuant to the APA and shall publish any Medicaid manuals or Medicaid policy to implement and enforce the provisions of proposed law.

Proposed law provides that the legislative auditor may conduct performance audits of the department to ensure compliance with the provisions of proposed law.

Proposed law provides that the department shall not take any final action that will result in the elimination of pharmacist clinical services unless such action is affirmatively approved by the House and Senate Committee on Health and Welfare.

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

(Amends R.S. 40:1183.3(3), 1185.3(2) and (3), and 2197(D); adds R.S. 46:460.37)