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 DIGEST

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SB 30 Engrossed

2022 Regular Session

Fred Mills

Present law establishes a facility need review process within the Louisiana Department of Health (LDH) to determine if there is a need for any new or additional healthcare facilities, providers, programs, services, or beds. Proposed law revises present law to specifically identify the providers that are subject to facility need review and to provide for all of the following:

- (1) The creation and composition of a facility need review committee within LDH.
- (2) The review process to be used by the committee.
- (3) The rights of applicants for licensure who are subject to facility need review.

Proposed law provides that facility need review must be satisfied before a provider can proceed with licensure by LDH and Medicaid provider certification.

Present law provides for a nursing facility moratorium and certain exceptions to the moratorium. Proposed law retains and relocates these provisions and deletes certain obsolete provisions.

Present law provides that the nursing facility moratorium shall be in effect until July 1, 2027. Proposed law retains present law and provides that nursing facilities are subject to facility need review in the absence of a moratorium.

Present law provides for certain cost effective measures that may be accomplished through an LDH waiver. Proposed law retains and relocates these provisions.

(Amends R.S. 40:2116; Adds R.S. 40:2009.4(C), 2116.1, 2116.2, and 2180.2(12))

Summary of Amendments Adopted by Senate

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

1. Clarifies that a facility need review may be conducted prior to licensure or certification to participate in the Louisiana Medicaid program.
2. Removes adult day healthcare providers and adult residential care providers from the list of providers subject to facility need review.
3. Provides for the supplemental review process including an in-person or virtual meeting between the applicant and the FNR committee or its designees.
4. Provides for the revocation, suspension, and expiration of FNR approvals.
5. Provides for a facility need review process for nursing facilities in absence of a moratorium.
6. Repeals additional present law provisions that are obsolete.
7. Restores and relocates present law relative to nursing facility beds approved prior to the moratorium.

8. Makes technical change.

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Health and Welfare to the engrossed bill:

1. Make technical changes.