

CONFERENCE COMMITTEE REPORT

SB 213

2022 Regular Session

Luneau

June 5, 2022

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 213 by Senator Luneau, recommend the following concerning the Engrossed bill:

1. That the set of House Committee Amendments by the House Committee on Health and Welfare (#4585) be adopted.
2. That the set of House Floor Amendments by Representative Selders (#5229) be adopted.
3. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

In House Floor Amendment No. 1 by Representative Selders (#5229), on page 1, line 2, after "page 1," delete the remainder of the line and insert "line 2, after "(3)(b)," delete the remainder of the line and insert in lieu thereof "(H)(1), and (K), to enact R.S. 40:2162(L),"

AMENDMENT NO. 2

On page 1, line 7, after "provisions;" insert "to require approval of the reduction of certain services by committees of the legislature; to ensure that recipients of certain programs are authorized to receive customized treatment;"

AMENDMENT NO. 3

On page 1, line 10, after "(3)(b)," delete the remainder of the line and insert "(H)(1), and (K) are"

AMENDMENT NO. 4

In House Floor Amendment No. 3 by Representative Selders (#5229), on page 1, between lines 7 and 8 insert the following:

"K. The department shall not take any final action that will result in the elimination **or reduction** of PSR or CPST services unless ~~such~~ **the** action is affirmatively approved by the House Committee on Health and Welfare and the Senate Committee on Health and Welfare.

AMENDMENT NO. 5

In House Floor Amendment No. 3 by Representative Selders (#5229), on page 1, at the beginning of line 8, delete the quotation marks

Respectfully submitted,

Senators:

---

Senator W. Jay Luneau

---

Senator Fred H. Mills Jr.

---

Senator Regina Ashford Barrow

Representatives:

---

Representative Larry Selders

---

Representative Lawrence A. "Larry" Bagley

---

Representative Jason Hughes

---

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

---

## CONFERENCE COMMITTEE REPORT DIGEST

SB 213

2022 Regular Session

Luneau

### Keyword and summary of the bill as proposed by the Conference Committee

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

### Report adopts House amendments to:

1. Add criminal justice to the list of acceptable bachelor degree fields for an individual rendering PSR services.
2. Requires LDH and Medicaid MCOs to ensure recipients of CPST and PSR services are authorized to receive customized treatment based on the medical necessity of the recipients.
3. Change the effective date of proposed law from upon signature of the governor to Jan. 1, 2023.
4. Make technical changes.

### Report amends the bill to:

1. Prohibit any action to reduce PSR or CPST services unless approved by the House and Senate committees on health and welfare.
2. Make technical changes.

### Digest of the bill as proposed by the Conference Committee

Present law provides that "community psychiatric support and treatment services" (COST) 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 and supportive interventions 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.

Present law provides that an individual rendering any PSR 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, sociology, rehabilitation services, special education, early childhood education, secondary education, family and consumer sciences, criminal justice, or human growth and development.

Proposed law adds criminal justice to the list of acceptable bachelor degree fields for an individual rendering PSR services.

Present law provides that the La. Dept. of Health shall not take any final action that will result in the elimination of PSR or CPST services unless the action is affirmatively approved by the House Committee on Health and Welfare and the Senate Committee on Health and Welfare.

Proposed law retains present law and further prohibits any action to reduce PSR or CPST services unless approved by the committees.

Proposed law requires the La. Dept. of Health and the Medicaid managed care organizations to take appropriate actions to ensure that recipients of CPST and PSR services are authorized to receive customized treatment based on the medical necessity of the recipients.

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

Effective January 1, 2023.

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