

SENATE BILL NO. 187

BY SENATOR BOUDREAUX AND REPRESENTATIVES ADAMS, BERAULT,  
ROBBY CARTER, CHASSION, FISHER, FREIBERG, HUGHES,  
JACKSON, MIKE JOHNSON, JORDAN, MILLER, NEWELL,  
TAYLOR AND WALTERS

1 AN ACT

2 To enact R.S. 46:460.76.1, relative to a pilot program for Medicaid recipients to utilize  
3 portable oxygen concentrators; to provide for a pilot program developed by the  
4 Louisiana Department of Health; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 46:460.76.1 is hereby enacted to read as follows:

7 **§460.76.1. Medicaid pilot program; portable oxygen concentrator**

8 **A.(1) The legislature finds that Louisiana Medicaid covers portable**  
9 **oxygen concentrators to Medicaid beneficiaries under twenty-one years of age,**  
10 **if deemed medically necessary, through the Early and Periodic Screening,**  
11 **Diagnostic and Treatment (EPSDT) benefit. However, for individuals over the**  
12 **age of twenty-one, Medicaid covers portable oxygen concentrators only for**  
13 **travel to medical appointments and treatment.**

14 **(2) The legislature further finds that providing Medicaid coverage for**  
15 **portable oxygen concentrators beyond the limited circumstances in current**  
16 **policy could greatly improve the quality of life for Louisiana residents who**  
17 **require oxygen but are mobile within the home or community.**

18 **B.(1) The Louisiana Department of Health shall establish a pilot**  
19 **program to provide coverage for portable oxygen concentrators in the same**  
20 **manner as stationary oxygen systems if a portable concentrator is prescribed**  
21 **by a licensed physician and the enrollee is mobile within the home or**  
22 **community.**

23 **(2) The Louisiana Department of Health may limit the number of**  
24 **portable oxygen concentrators covered each fiscal year in a manner determined**  
25 **through rules promulgated by the department.**

1                    **C. The department shall submit a utilization report to the legislature no**  
2                    **later than thirty days prior to the legislative session. The report shall include the**  
3                    **number of requests for portable oxygen concentrators, the number of portable**  
4                    **concentrators that were covered, the number of requests that were denied, the**  
5                    **amount and means of financing of funds utilized to provide coverage, the**  
6                    **amount of funds needed to provide coverage for requests that were denied due**  
7                    **to lack of funds, and the demographics of enrollees that requested, received, or**  
8                    **were denied coverage for portable concentrators.**

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PRESIDENT OF THE SENATE

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_