

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.**

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____