

2025 Regular Session

HOUSE BILL NO. 595

BY REPRESENTATIVE PHELPS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

MEDICAID: Provides relative to Medicaid coverage through the TEFRA option program

1 AN ACT

2 To amend and reenact R.S. 46:977.24(A)(6), relative to Medicaid coverage; to provide for
3 Medicaid coverage through the TEFRA option; to provide for eligibility; to provide
4 for the treatment of a severe health condition; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 46:977.24(A)(6) is hereby amended and reenacted to read as follows:

7 §977.24. Eligibility factors; benefits; premium payment program participation

8 A. In order to be eligible for the TEFRA option, a child shall meet all of the
9 following eligibility criteria:

10 * * *

11 (6)(a) Due to his disability, he requires a level of care provided in a hospital,
12 skilled nursing facility, or intermediate care facility; however, care provided outside
13 of such an institution may be appropriate.

14 (b) A child may meet a level of care if, within the last twelve months, he
15 presents for emergency care in a hospital more frequently than once per month and
16 the use of the hospital is medically necessary to stabilize a chronic disease.

17 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 595 Engrossed

2025 Regular Session

Phelps

Abstract: Adds eligibility criteria used to determine a child's eligibility for Medicaid coverage through the TEFRA option.

Present law allows eligible children to obtain Medicaid, regardless of parent income, through the TEFRA option if they meet the following eligibility criteria:

- (1) He is a Louisiana resident and United States citizen.
- (2) He is under the age of 19.
- (3) He has a disability that is recognized under the definition of disability utilized in the Supplemental Security Income program of the Social Security Administration, regardless of whether he is eligible to receive benefits under that program.
- (4) He is ineligible for Medicaid coverage when the income of his parents is considered.
- (5) Excluding the assets of his parents, he does not have total assets exceeding two thousand dollars in value.
- (6) Due to his disability, he requires a level of care provided in a hospital, skilled nursing facility, or intermediate care facility; however, care provided outside of such an institution may be appropriate.
- (7) The cost of his care provided at his home is less than the cost of institutional care.

Proposed law adds that a child may meet a level of care if, within the last 12 months, he presents for emergency care in a hospital more frequently than once per month and the use of the hospital is medically necessary to stabilize a chronic disease.

(Amends R.S. 46:977.24(A)(6))

Summary of Amendments Adopted by House

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

1. Add that a child may meet a level of care if within the last 12 months, he presents for emergency care in a hospital more frequently than once per month and the use of the hospital is medically necessary to stabilize a chronic disease.