

SENATE BILL NO. 765

BY SENATORS MICHOT AND BROOME

1 AN ACT

2 To amend and reenact R.S. 46:979, relative to Medicaid; to provide for maximizing  
3 Medicaid funding; to provide for department responsibility; and to provide for  
4 related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 46:979 is hereby amended and reenacted to read as follows:

7 §979. Department responsibility

8 A. The department shall adopt and promulgate rules and regulations in  
9 accordance with the Administrative Procedure Act that provide for maximizing  
10 Medicaid funding and rates for those hospitals that provide either of the following:

11 (1) Inpatient services to fragile newborns or critically ill children in either a  
12 Level III Regional Neonatal Intensive Care Unit or a Level I Pediatric Intensive Care  
13 Unit, which units have been in operation on or before January 1, 2003.

14 (2) A Medicaid utilization rate of twenty-five percent of total inpatient days  
15 or greater.

16 **B. The department shall minimize the impact of budget adjustments**  
17 **made pursuant to R.S. 39:75 or as authorized in the General Appropriation Act**  
18 **upon hospitals qualifying for Medicaid rate maximization under this Section.**

19 Section 2. This Act shall become effective upon signature by the governor or, if not  
20 signed by the governor, upon expiration of the time for bills to become law without signature  
21 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

1 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
2 effective on the day following such approval.

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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: \_\_\_\_\_