



State of Louisiana
Department of Health and Hospitals
Office of Aging and Adult Services

January 6, 2015

MEMORANDUM

TO: The Honorable John A. Alario, President, Louisiana Senate
The Honorable Chuck Kleckley, Speaker of the House
The Honorable David Heitmeier, Chairman, Senate Committee on Health and Welfare
The Honorable Scott Simon, Chairman, House Committee on Health and Welfare
The Honorable Jack Donahue, Chairman, Senate Finance Committee
The Honorable James R. "Jim" Fannin, Chairman, House Appropriations Committee

FROM: Kathy H. Kliebert
Secretary

RE: Oversight Report on Office of Aging and Adult Services Proposed Rulemaking

In accordance with the Administrative Procedure Act (R.S. 49:950 et seq.) as amended, we are submitting the attached documents for the proposed Rule for State Personal Assistance Services (SPAS).

The Department published a Notice of Intent on this proposed Rule in the November 20, 2014 issue of the *Louisiana Register* (Volume 36, Number 10). A public hearing was held on December 30, 2014 at which only Department of Health and Hospitals staff were present. No oral testimony was given, nor written correspondence received, regarding this proposed Rule.

The Department anticipates adopting the Notice of Intent as a final Rule in the February 20, 2015 issue of the *Louisiana Register*.

The following documents are attached:

1. a copy of the Notice of Intent;
2. the public hearing certification; and
3. the public hearing attendance roster.

KHK/TL
Attachments (3)



State of Louisiana

Department of Health and Hospitals
Office of Aging and Adult Services

PUBLIC HEARING CERTIFICATION

Public Hearing:

Date: December 30, 2014
Time: 1:00 p.m.
Place: Louisiana Department of Health and Hospitals
Bienville Building, Room 118
628 North 4th Street
Baton Rouge, La 70802

RE: Proposed Rule: State Personal Assistance Services Program (SPAS)
Program (LAC 48:I.19101-19121)
Office of Aging and Adult Services

CERTIFICATION

In accordance with LA R.R. 49.950 et seq., the attached public hearing agenda, together with one digital recording of the public hearing conducted on December 30, 2014 in Baton Rouge, Louisiana constitute the official record of the above-referenced public hearing.

A handwritten signature in cursive script, reading "Tara LeBlanc".

Tara LeBlanc
Office of Aging and Adult Services

12/30/14

Date

DHH/OAAS PUBLIC HEARING
HEARING TOPIC: OFFICE OF AGING AND ADULT SERVICES
STATE PERSONAL ASSISTANCE SERVICE PROGRAM (SPAS)

Date: December 30, 2014

Place: Room #118 in the Bienville Building, Department of Health and Hospitals at 628 North 4th Street, Baton Rouge, La. 70802

PERSONS IN ATTENDANCE (PAGE 1):

| Name | ADDRESS (please include full address and zip code) | Telephone Number | Agency or Group you represent |
|--------------------|---|------------------|-------------------------------|
| 1. Valerie Harper | 628 N. 4 th St, Baton Rouge | 225-277-4655 | DAAS |
| 2. Tara Lepiane | 628 N 4 th St BR, LA | 225-342-4725 | OAAS |
| 3. Alicia Smith | 628 N 4 th St BR, LA | 225-219-9935 | OAAS |
| 4. Owen Stricker | 628 N 4 th St, BR, LA | 225-342-6196 | OAAS |
| 5. Kirsten Clebert | 628 N. 4 th St.; BR, LA | 225-219-1149 | OAAS |
| 6. Robin Wagner | 628 N. 4 th St.; BR, LA | 225-3839 | OAAS |
| 7. Sharon Jackson | 628 N. 4 th St BR, LA | 225 342-9063 | OAAS |

NOTICE OF INTENT

Department of Health and Hospitals

Office of Aging and Adult Services

State Personal Assistance Services Program

(LAC 48:I.Chapter 191 and LAC 67:VII.11)

The Department of Health and Hospitals, Office of Aging and Adult Services proposes to amend LAC 67:VII.1101-1129 and promulgate LAC 48:I.19101-19121 as authorized by R.S. 46:2116.2. This proposed Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

During the 2010 Regular Session, the Louisiana Legislature authorized the transfer of the State Personal Assistance Services Program and its functions to the Department of Health and Hospitals, Office of Aging and Adult Services (R.S. 46:2116.2. This proposed Rule is being promulgated to adopt the changes created by the new legislation.

A regulatory flexibility analysis pursuant to R. S. 49:965.6 has been conducted. It has been determined that the promulgation of this rule will not have an adverse impact on small business.

Title 48

PUBLIC HEALTH- General

Part 1 General Administration

Subpart 3. Licensing and Certification

Chapter 191. State Personal Assistance Services Program

§19101. Mission

[Formerly LAC 67:VII.1101]

A. General Statement. The legislature of Louisiana recognizes the right of people with significant physical disabilities to lead independent and productive lives and further recognizes that persons with significant disabilities require personal assistance to meet tasks of daily living and, in many cases to avoid costly institutionalization. The creation of the State Personal Assistance Services Program, hereafter referred to as the SPAS Program, is to provide state personal assistance services to persons with significant disabilities in order to support and enhance their employability and/or to avoid inappropriate and unnecessary institutionalization. The mission of the SPAS Program is to provide for an orderly sequence of services to those persons who are determined eligible for the program.

B. Program Administration. The Department of Health and Hospitals, through Office of Aging and Adult Services (OAAS), is responsible for the administration of the SPAS Program.

C. Purpose of this rule. This rule sets forth the policies of OAAS in carrying out the agency's mission, specifically as this mission relates to the SPAS Program.

D. Exceptions. The secretary or secretary's designee shall have the sole responsibility for any exceptions to this policy manual.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:2116.2.

HISTORICAL NOTE: Promulgated by the Department of Social Services, Rehabilitation Services, LR 17:611 (June 1991), repromulgated LR 19:1436 (November 1993), amended LR 33:1146 (June 2007, amended by the Department of Health and Hospitals, Office of Aging and Adult Services, LR:41

§19103. Enabling Legislation
[Formerly LAC 67:VII.1103]

A. House Bill Number 1198, Act 939 of the 2010 Regular Session, LAC Title 48, Chapter 191, Revised Statute 46:2116.2.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:2116.2.

HISTORICAL NOTE: Promulgated by the Department of Social Services, Rehabilitation Services, LR 17:611 (June 1991), amended LR 19:1437 (November 1993), LR 33:1146 (June 2007), amended by the Department of Health and Hospitals, Office of Aging and Adult Services, LR:41:

\$19105. Definitions

[Formerly LAC 67:VII.1105]

A. The following terms, when used in this manual, shall have the meaning, unless the context clearly indicates otherwise.

Self-Directed—the participant or legal/personal representative will direct, supervise, hire and discharge his/her personal attendant and be able to self-direct all goods/services needed.

Management Contractor/Fiscal Agent—contracted entity which may be responsible for day to day program activities including but not limited to eligibility requirements, etc.

Department—the Department of Health and Hospitals.

Individual with Significant Disabilities—an individual with loss of sensory or motor functions interfering with activities of daily living to the extent that the person requires assistance with non-medical personal care needs, domestic or cleaning needs, dressing and undressing, moving into and out of bed, transferring, ambulation, related services including but not limited to meal preparation, laundry, and grocery shopping, and/or other similar activities of daily living.

PA—personal assistance.

Secretary—the Secretary of the Department of Health and Hospitals.

State Personal Assistance Services (SPAS) Program—services means goods and services which are required by a person with significant disabilities age 18 eighteen or older to increase a person's independence or substitute for a person's dependence on human assistance.

Intentional Program Violation—made a false or misleading statement, or misrepresented, concealed or withheld fact; or committed any act that constitutes a violation of the SPAS Program or SPAS policy and/or procedures.

AUTHORITY NOTE;

Promulgated in accordance with
46:2116.2.

HISTORICAL NOTE:

Promulgated by the Department of Social Services, Rehabilitation Services, LR 17:611 (June 1991), amended LR 19:1437 (November 1993), LR 33:1146 (June 2007), amended by the Department of Health and Hospitals, Office of Aging and Adult Services, LR 41:

\$19107. General Requirements

[Formerly LAC 67:VII.1107]

A. Cost-Effective Service Provision. All services shall be provided in a cost-effective manner.

B. This program shall be considered as a source of last resort for personal assistance services after private and governmental sources have been expended.

C. Case File Documentation. All SPAS Program management contractors/fiscal agents must maintain a case file for each SPAS Program participant. The case file shall contain documentation to support the decision to provide, deny, or amend services. Documentation of the amounts and dates of each service provided to support all claims for reimbursement must also be included in the case file.

D. The department is under no obligation to perform any of the services described in La R.S 46:2116, et Seq. and can utilize other sources to provide these services. Additionally, funds appropriated for state plan personal assistance services may be used as match for available funds.

AUTHORITY NOTE;

Promulgated in accordance with R.S.
R.S. 46:2116.2.

HISTORICAL NOTE:

Promulgated by the Department of
Social Services, Rehabilitation
Services, LR 17:611 (June 1991),
repromulgated LR 19:1437 (November
1993), amended LR 33:1146 (June
2007), amended by the Department of
Health and Hospitals, Office of
Aging and Adult Services, LR 41:

\$19109. Applicant and Participant Appeal Rights
[Formerly LAC 67:VII.1111]

A. Any individual whose request is denied for
goods/services, denied eligibility or discharged from the
program may appeal said decision in accordance with the
provisions of R.S. 46:107. Such appeal shall be conducted in
accordance with the Administrative Procedure Act and shall be
subject to judicial review.

B. A participant's current services shall remain in place
during the appeals process until a final administrative decision
is reached. A decision is final when the Division of
Administrative of Law renders a decision on the appeal.

AUTHORITY NOTE;

Promulgated in accordance with R.S.
46:2116.2.

HISTORICAL NOTE:

Promulgated by the Department of
Social Services, Rehabilitation
Services, LR 17:611 (June 1991),
amended LR 19:1438 (November 1993),
LR 33:1147 (June 2007), amended by

the Department of Health and
Hospitals, Office of Aging and Adult
Services, LR 41:

§19111. Eligibility Decisions
[Formerly LAC 67:VII.1113]

A. An individual can be determined eligible for services as set forth in R.S. 46:2116.2 if that individual meets all of the following criteria:

1. is an individual with significant disabilities;
2. is age 18 or older;
3. needs goods and/or personal assistance services from this program to prevent or remove the individual from inappropriate placement in an institutional setting or enhance or maintain individual's employability;
4. provides verification of the disability from the treating physician;
5. is capable or has legal/personal representation capable of self-direction. Although the participant is capable of self-directing they may chose a qualified provider agency for services; and
6. has unique economic and social needs.

AUTHORITY NOTE: Promulgated in accordance with R.S.
46:2116.2.

HISTORICAL NOTE: Promulgated by the Department of Social
Services, Rehabilitation Services, LR
17:611 (June 1991), amended LR 19:1439
(November 1993), LR 33:1147 (June
2007), amended by the Department of

Health and Hospitals, Office of Aging
and Adult Services, LR 41:

§19113. Economic Need
[Formerly LAC 67:VII.1115]

A. In determining an individual's financial need for services, the management contractor will use a system based upon the current federal poverty guidelines. The economic need status of each participant for the SPAS Program shall be considered in the initial determination of eligibility for services and at least annually thereafter. The participant must provide verification of income.

B. The total monthly income of the SPAS applicant and/or spouse shall be considered in determining the amount of available income in the determination of eligibility for services. Current income received on a regular basis must be considered regardless of its source.

AUTHORITY NOTE: Promulgated in accordance with R.S.
46:2116.2.

HISTORICAL NOTE: Promulgated by the Department of Social
Services, Rehabilitation Services, LR
17:611 (June 1991), amended LR 33:1148
(June 2007), amended by the Department
of Health and Hospitals, Office of
Aging and Adult Services, LR 41:

§19115. Plan for State Personal Assistance Services
[Formerly LAC 67:VII.1117]

A. Following a determination of eligibility for services, an appropriate individualized assessment will be completed to determine the scope of services. After a case-by-case assessment

of needs, a service plan will be developed, implemented, and updated as appropriate. The service plan will be individualized and outcome oriented.

B. A state personal assistance services plan is to be developed between the participant and the management contractor to determine the specific goods/services needed. A SPAS plan shall be initiated annually or more often, if indicated. The SPAS plan and all updated plans shall be contained in the participant's case record.

C. The participant is to cooperate fully in the development of the SPAS plan, including all changes and amendments. The participant's signature is required for the personal assistance plan and any amendments.

D. Minimum content of the personal assistance plan:

1. identification of specific goods/services to be delivered;
2. the frequency of goods/services with flexibility;
3. the beginning date and service review dates.

E. Annual State Personal Assistance Services Plan Review. Every 12 months a review of the SPAS plan is mandatory and shall be reflected on the amended plan. A review can be done before 12 months, if indicated. In all cases, the participant shall be involved in any review and/or changes to his/her personal assistance plan.

AUTHORITY NOTE: Promulgated in accordance with R.S.
46:2116.2.

HISTORICAL NOTE: Promulgated by the Department of Social Services, Rehabilitation Services, LR 17:611 (June 1991), amended LR 19:1439 (November 1993), LR 33:1148 (June 2007), amended by the Department of Health and Hospitals, Office of Aging and Adult Services, LR 41:

§19117. Financial

[Formerly LAC 67:VII.1119]

A. Prior Authorization. A participant shall obtain prior authorization from contract manager for goods and/or services before they can begin. Failure to obtain prior authorization will result in a denial of goods or services. If an emergency situation exists where goods or services are needed to begin prior to the management contractor's receipt of written acceptance, management contractor may provide verbal authorization for services to begin. The management contractor must amend the SPAS plan before service can begin.

B. The participant of SPAS will invoice the management contractor bi-monthly in arrears for personal assistance services purchased and include copies of time sheets as verification of the services being provided. The invoice shall contain the following:

1. dates of services;
2. description of goods/ services provided along with the number of hours of personal assistance services per day and/or number of goods received;
3. rate of pay;
4. signature of direct service worker; and

5. signature of participant of the SPAS Program.

C. The participant of SPAS will submit receipts or invoices for the goods and/or other services purchased to the management contractor as verification of the goods and/or other services being provided.

D. All purchases must comply with state purchasing guidelines.

AUTHORITY NOTE: Promulgated in accordance with R.S.
46:2116.2.

HISTORICAL NOTE: Promulgated by the Department of Social
Services, Rehabilitation Services, LR
17:611 (June 1991), amended LR 19:1439
(November 1993), LR 33:1148 (June
2007), amended by the Department of
Health and Hospitals, Office of Aging
and Adult Services, LR 41:

\$19119. Management Contractor Responsibilities
[Formerly LAC 67:VII.1121]

A. The management contractor shall keep a waiting list of individuals wanting to apply for the SPAS Program.

B. The management contractor shall take a pre-application on participants who will be placed on the waiting list for services and shall use criteria developed by OAAS.

C. The management contractor shall maintain a case record on each participant and applicant. The case record must include, as a minimum, the pre-application form and, if applicable, a copy of the denial of eligibility letter, personal assistance plan and all amendments to this plan, documentation from medical and/or other appropriate sources, proof of income and any other

additional material which is a necessary part of the application and/or reconsideration for the SPAS Program.

D. Upon admission into the program, the management contractor shall review and have the participant sign an Agreement of Understanding outlining the management contractor's responsibilities as well as the participant's. A copy should be left with the individual and a signed copy shall be maintained in the participant's case record.

E. The management contractor shall reassess all SPAS Program participants at least annually or more often if their needs change. If there is a change in circumstances, a revised personal assistance plan must be completed.

F. The management contractor shall make available all required OAAS training and certifications to all participants who self direct their personal assistance under this program. Documentation of training including dates, name of trainer and names of individuals trained should be included in the case record.

G. The management contractor shall maintain copies of the time sheets and/or invoices received. Time sheets and invoices shall document the date goods/services rendered, description of the goods/services, times services rendered, name and contact information of the provider. Payments for the time worked shall be paid within a reasonable period of time after the invoice is received by the management contractor.

H. The management contractor shall investigate information brought to the management contractor's attention which causes question of continued eligibility. This could include such items as falsification of time sheets, misuse of SPAS Program funds, and any other violation of the policy stated herein. This information shall be provided to the OAAS Program Manager for

disposition. If the information provided is substantiated, this shall be reason for denial of services or loss of eligibility.

I. The management contractor shall provide the participant with a copy of the SPAS Program Policy Manual.

AUTHORITY NOTE:

Promulgated in accordance with
R.S. 46:2116.2.

HISTORICAL NOTE:

Promulgated by the Department
of Social Services,
Rehabilitation Services, LR
17:611 (June 1991), amended LR
19:1439 (November 1993), LR
33:1149 (June 2007), amended by
the Department of Health and
Hospitals, Office of Aging and
Adult Services, LR 41:

\$19121. Reasons for Closure and/or Termination
[Formerly LAC 67:VII.1127]

A. The following may result in termination of services and/or closure:

1. the participant no longer meets eligibility criteria;
2. the participant intentionally falsified information;
3. the participant has shown consistent failure to cooperate with the service plan and management contractor.
4. the participant is unable to be contacted and/or whereabouts unknown for 90 days or more and no response after an attempted home visit and certified letter;

5. the participant made misrepresentations in the eligibility determination process;

6. the participant made misrepresentations to obtain goods and services;

7. any other reason which is contradictory to policy and procedures for the SPAS Program.

B. The management contractor should issue a "warning" to participants who commit a violation of policy. If the violation is not intentional, written notice of the violation and action to correct the violation is to be given to the participant. A copy of the warning notice to the participant is to be placed in the participants case record. The management contractor shall make a recommendation to the OAAS Program Manager to terminate a participant who continues to violate the policy and/or procedures of the SPAS Program after a warning has been issued. The decision to terminate will be based on the severity of the violation(s) and/or continued violation(s) and will be made by OAAS.

1. If the violation of policy by the participant was intentional, the management contractor shall immediately notify the OAAS Program Manager. In the case of an intentional violation of the policy by the participant, a warning does not need to be issued prior to termination from the program.

2. When a participant is terminated from this program the management contractor will send a termination letter to the participant that explains the reason(s) and right to an appeal;

C. Recoupment

1. In lieu of termination, the management contractor can demand that a participant refund the SPAS Program for all benefits received.

2. If the management contractor rules that the participant must repay the amount in question, the management contractor will determine the repayment schedule. Participant can remain eligible as long as recoupment is made and a willingness to comply with policies and procedures set forth in the SPAS Program are shown. The management contractor shall maintain close monitoring of the participant until such time the management contractor determines participant is complying with the policies and procedures.

3. Recoupment is required from fraudulently received benefits as well; however, the participant will not be eligible for further services.

AUTHORITY NOTE: Promulgated in accordance with R.S.
46:2116.2.

HISTORICAL NOTE: Promulgated by the Department of Social
Services, Rehabilitation Services, LR
21:1251 (November 1995), amended LR
33:1149 (June 2007), amended by the
Department of Health and Hospitals,
Office of Aging and Adult Services,
LR 41:

RULE

Department of Social Services

Office of Rehabilitation Services

State Personal Assistance Services Program

(LAC 67:VII.1101-1129)

Title 67

Social Services

Part VII Rehabilitation Services

**Chapter 11. State Personal Assistance Services
Program**

§1101. Mission

Repealed

AUTHORITY NOTE: Promulgated in accordance with R.S.
49:664.6 and R.S. 36:477.

HISTORICAL NOTE: Promulgated by the Department of
Social Services, Rehabilitation
Services, LR 17:611 (June 1991),
repromulgated LR 19:1436 (November
1993), amended LR 33:1146 (June 2007).

§1103. Enabling Legislation

Repealed

AUTHORITY NOTE: Promulgated in accordance with R.S. R.S.
49:664.6 and R.S. 36:477.

HISTORICAL NOTE: Promulgated by the Department of Social
Services, Rehabilitation Services, LR
17:611 (June 1991), amended LR 19:1437
(November 1993), LR 33:1146 (June
2007).

§1105. Definitions

Repealed

AUTHORITY NOTE; Promulgated in accordance with R.S.
49:664.6 and R.S. 36:477.

HISTORICAL NOTE:

Promulgated by the Department of Social Services, Rehabilitation Services, LR 17:611 (June 1991), amended LR 19:1437 (November 1993), LR 33:1146 (June 2007).

§1107. General Requirements

Repealed

AUTHORITY NOTE;

Promulgated in accordance with R.S. R.S. 49:664.6 and R.S. 36:477.

HISTORICAL NOTE:

Promulgated by the Department of Social Services, Rehabilitation Services, LR 17:611 (June 1991), repromulgated LR 19:1437 (November 1993), amended LR 33:1146 (June 2007).

§1109. Confidentiality

Repealed

AUTHORITY NOTE;

Promulgated in accordance with R.S. 49:664.6 and R.S. 36:477.

HISTORICAL NOTE:

Promulgated by the Department of Social Services, Rehabilitation Services, LR 17:611 (June 1991), amended LR 19:1437 (November 1993), LR 33:1147 (June 2007).

§1111. Applicant and Consumer/Recipient Appeal Rights
Repealed

AUTHORITY NOTE;

Promulgated in accordance with R.S.
49:664.6 and R.S. 36:477.

HISTORICAL NOTE:

Promulgated by the Department of
Social Services, Rehabilitation
Services, LR 17:611 (June 1991),
amended LR 19:1438 (November 1993),
LR 33:1147 (June 2007).

§1113. Eligibility and Ineligibility Decisions

Repealed

AUTHORITY NOTE:

Promulgated in accordance with R.S.
49:664.6 and R.S. 36:477.

HISTORICAL NOTE:

Promulgated by the Department of Social
Services, Rehabilitation Services, LR
17:611 (June 1991), amended LR 19:1439
(November 1993), LR 33:1147 (June
2007).

§1115. Economic Need

Repealed

AUTHORITY NOTE:

Promulgated in accordance with R.S.
49:664.6 and R.S. 36:477.

HISTORICAL NOTE:

Promulgated by the Department of Social
Services, Rehabilitation Services, LR
17:611 (June 1991), amended LR 33:1148
(June 2007).

§1117. Plan for State Personal Assistance Services

Repealed

AUTHORITY NOTE: Promulgated in accordance with R.S.
49:664.6 and R.S. 36:477.

HISTORICAL NOTE: Promulgated by the Department of Social
Services, Rehabilitation Services, LR
17:611 (June 1991), amended LR 19:1439
(November 1993), LR 33:1148 (June
2007).

§1119. Financial

Repealed

AUTHORITY NOTE: Promulgated in accordance with R.S.
49:664.6 and R.S. 36:477.

HISTORICAL NOTE: Promulgated by the Department of Social
Services, Rehabilitation Services, LR
17:611 (June 1991), amended LR 19:1439
(November 1993), LR 33:1148 (June
2007).

§1121. Contractor/fiscal Agent Responsibilities

Repealed

AUTHORITY NOTE: Promulgated in accordance with
R.S. 49:664.6 and R.S. 36:477.

HISTORICAL NOTE: Promulgated by the Department
of Social Services,
Rehabilitation Services, LR

17:611 (June 1991), amended LR
19:1439 (November 1993), LR
33:1149 (June 2007).

§1123. Evaluation Team Responsibilities

Repealed

AUTHORITY NOTE: Promulgated in accordance with R.S.
49:664.6 and R.S. 36:477.

HISTORICAL NOTE: Promulgated by the Department of
Social Services, Rehabilitation
Services, LR 17:611 (June 1991),
amended LR 19:1440 (November 1993),
LR 33:1149 (June 2007).

§1125. Responsibilities for LRS in the Eligibility Decision

Repealed

AUTHORITY NOTE: Promulgated in accordance with R.S.
49:664.6 and R.S. 36:477.

HISTORICAL NOTE: Promulgated by the Department of
Social Services, Rehabilitation
Services, LR 17:611 (June 1991),
amended LR 19:1440 (November 1993),
LR 33:1149 (June 2007).

§1127. Violations, Penalties, and Reasons for Closure

Repealed

AUTHORITY NOTE: Promulgated in accordance with R.S.
49:664.6 and R.S. 36:477.

HISTORICAL NOTE: Promulgated by the Department of Social
Services, Rehabilitation Services, LR
21:1251 (November 1995), amended LR
33:1149 (June 2007).

§1129. Procedures for Termination and/or Appeals

Repealed

AUTHORITY NOTE: Promulgated in accordance with R.S.
49:664.6 and R.S. 36:477.

HISTORICAL NOTE: Promulgated by the Department of Social
Services, Rehabilitation Services, LR
17:611 (November 1993), amended LR
21:1252 (November 1995), LR 33:1150
(June 2007).

In compliance with Act 1183 of the 1999 Regular Session of the Louisiana Legislature, the impact of this proposed Rule on the family has been considered. It is anticipated that this proposed Rule will have a neutral effect on the ability of the family to perform its functions since the rule only authorizes the transfer of responsibilities from the Department of Children and Family Services (DCFS) to the Department of Health and Hospitals (DHH), Office of Aging and Adult Services (OAAS).

In compliance with Act 854 of the 2012 Regular Session of the Louisiana Legislature, the poverty impact of this proposed Rule has been considered. It is anticipated that this proposed Rule will have no impact on child, individual, or family poverty in relation to individual or community asset development as described in R.S. 49:973.

In compliance with House Concurrent Resolution (HCR) 170 of the 2014 Regular Session of the Louisiana Legislature, the provider impact of this proposed Rule has been considered. It is anticipated that this proposed Rule will have no impact on the staffing level requirements or qualifications required to provide the same level of service, and will have no direct or indirect cost to the provider to provide the same level of service.

Interested persons may submit written comments to Hugh Eley, Office of Aging and Adult Services, P.O. Box 2031, Baton Rouge, Louisiana 70821-2031. He is responsible for responding to inquiries regarding this proposed Rule. A public hearing on this proposed Rule is scheduled for Tuesday, December 30, 2014 at 1 p.m. in Room 118, Bienville Building, 628 North 4th Street, Baton Rouge, Louisiana. At that time all interested individuals will be afforded an opportunity to submit data, views or arguments either orally or in writing. The deadline for the receipt of all written comments is 4:30 p.m. on the next business day following the public hearing.

Kathy Kliebert

Secretary

Owen P. Stricker

From: Owen P. Stricker
Sent: Wednesday, January 14, 2015 2:32 PM
To: 'apa.senatepresident@legis.la.gov'; 'apa.s-fin@legis.la.gov'; 'apa.s-h&w@legis.la.gov';
'apa.housespeaker@legis.la.gov'; 'apa.h-hw@legis.la.gov'; 'apa.h-app@legis.la.gov'
Cc: Kirsten Clebert (Kirsten.Clebert@LA.GOV); Catherine Brindley
Subject: Summary Report - DHH/OAAS - State Personal Assistance Services (SPAS)
Attachments: Oversight Report - State Personal Assistance Services SPAS.pdf

Attached is the Oversight Report on Proposed Rulemaking by the Office of Aging and Adult Services regarding State Personal Assistance Services (SPAS). Please advise if you have any questions. Thank you,

Owen Stricker
Program Manager
DHH-OAAS, Policy Division
225-342-8487

Owen P. Stricker

From: APA - Speaker <apa.housespeaker@legis.la.gov>
Sent: Wednesday, January 14, 2015 2:32 PM
To: Owen P. Stricker
Subject: Request received

ELECTRONIC RECEIPT FROM THE OFFICE OF THE SPEAKER

Your Administrative Procedure Act (APA) submission has been received by the Office of the Speaker, Louisiana House of Representatives.

(Please do not respond to this automatically generated response.)

If your communication is unrelated to an APA required submission, it has been deleted.

If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDoI2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.

If you would like to contact members of a particular committee, click here for House Committees <https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees

<https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.

Owen P. Stricker

From: APA - House Appropriations <apa.h-app@legis.la.gov>
Sent: Wednesday, January 14, 2015 2:32 PM
To: Owen P. Stricker
Subject: Request received

ELECTRONIC RECEIPT BY COMMITTEE

Your Administrative Procedure Act (APA) submission has been received by the Committee on Appropriations, Louisiana House of Representatives.

(Please do not respond to this automatically generated response.)

If your communication is unrelated to an APA required submission, it has been deleted.

If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDoI2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.

If you would like to contact members of a particular committee, click here for House Committees <https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees <https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.

Owen P. Stricker

From: APA - House Health and Welfare <apa.h-hw@legis.la.gov>
Sent: Wednesday, January 14, 2015 2:32 PM
To: Owen P. Stricker
Subject: Request received

ELECTRONIC RECEIPT BY COMMITTEE

Your Administrative Procedure Act (APA) submission has been received by the Committee on Health & Welfare, Louisiana House.

(Please do not respond to this automatically generated response.)

If your communication is unrelated to an APA required submission, it has been deleted.

If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDoI2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.

If you would like to contact members of a particular committee, click here for House Committees

<https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees

<https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.

Owen P. Stricker

From: APA - Senate Finance <apa.s-fin@legis.la.gov>
Sent: Wednesday, January 14, 2015 2:33 PM
To: Owen P. Stricker
Cc: APA - Senate Finance
Subject: Request received

ELECTRONIC RECEIPT BY COMMITTEE

Your Administrative Procedure Act (APA) submission has been received by the Committee on Finance, Louisiana Senate.

(Please do not respond to this automatically generated response.)

If your communication is unrelated to an APA required submission, it has been deleted.

If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDol2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.

If you would like to contact members of a particular committee, click here for House Committees

<https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees

<https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.

Owen P. Stricker

From: APA - Senate Health and Welfare <apa.s-h&w@legis.la.gov>
Sent: Wednesday, January 14, 2015 2:33 PM
To: Owen P. Stricker
Cc: APA - Senate Health and Welfare
Subject: Request received

ELECTRONIC RECEIPT BY COMMITTEE

Your Administrative Procedure Act (APA) submission has been received by the Committee on Health and Welfare, Louisiana Senate.

(Please do not respond to this automatically generated response.)

If your communication is unrelated to an APA required submission, it has been deleted.

If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDoI2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.

If you would like to contact members of a particular committee, click here for House Committees

<https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees

<https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.

Owen P. Stricker

From: APA - President <APA.senatepresident@legis.la.gov>
Sent: Wednesday, January 14, 2015 2:33 PM
To: Owen P. Stricker
Cc: APA - Request Senate
Subject: Request received

ELECTRONIC RECEIPT FROM THE OFFICE OF THE PRESIDENT

Your Administrative Procedure Act (APA) submission has been received by the Office of the President, Louisiana Senate.

(Please do not respond to this automatically generated response.)

If your communication is unrelated to an APA required submission, it has been deleted.

If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDoI2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.

If you would like to contact members of a particular committee, click here for House Committees

<https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees

<https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.