

ACT No. 425

2019 Regular Session

HOUSE BILL NO. 250

BY REPRESENTATIVES DAVIS, BILLIOT, TERRY BROWN, FOIL, GUINN, HOFFMANN, LEBAS, MCFARLAND, STAGNI, STOKES, WHITE, AND ZERINGUE

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AN ACT

To amend and reenact R.S. 40:2156(B)(introductory paragraph) and (6) and to enact R.S. 40:2153(15) and 2159.1, relative to behavioral health services providers; to provide relative to licensure and regulation of such providers by the Louisiana Department of Health; to establish requirements for residential facilities licensed as behavioral health services providers which provide treatment for opioid use disorder; to prohibit certain actions against behavioral health services provider licenses prior to a specific date; to require the Louisiana Department of Health to furnish technical assistance to certain providers relative to opioid use disorder treatment; to require certain providers to submit reports to the Louisiana Department of Health concerning such treatment; to provide for definitions; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:2156(B)(introductory paragraph) and (6) are hereby amended and reenacted and R.S. 40:2153(15) and 2159.1 are hereby enacted to read as follows:

§2153. Definitions

For the purposes of this Part, and subject to the provisions of R.S. 40:2154, unless the context otherwise clearly indicates, the following terms shall have the following meanings:

* * *

(15) "FDA" means the Food and Drug Administration of the United States

Department of Health and Human Services.

* * *

1 disorder shall submit to the department on its initial licensing application or its
 2 annual licensing renewal application an attestation as to whether it is complying with
 3 the requirements of Subsection A of this Section. The requirement for submission
 4 of the attestation shall commence on January 1, 2021. If the licensed facility is not
 5 fully complying with the requirements of Subsection A of this Section, then the
 6 attestation that the facility submits shall include a report addressing its progress
 7 toward satisfying those requirements.

8 Section 2.(A) The Louisiana Department of Health shall not take any action to
 9 enforce the requirements of R.S. 40:2159.1(B), as enacted by Section 1 of this Act, prior to
 10 January 1, 2021.

11 (B) The Louisiana Department of Health shall not take any action against the license
 12 of a behavioral health services provider which holds a license on the effective date of this
 13 Act for failure to comply with the requirements of R.S. 40:2159.1(A), as enacted by Section
 14 1 of this Act, prior to January 1, 2021.

15 Section 3. This Act shall become effective January 1, 2020.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____