

**ACT No. 370**

2019 Regular Session

HOUSE BILL NO. 211

BY REPRESENTATIVE HORTON

1 AN ACT

2 To enact Subpart C-1 of Part XIII of Chapter 3 of Title 46 of the Louisiana Revised Statutes  
3 of 1950, to be comprised of R.S. 46:460.77.1 and 460.77.2, relative to the medical  
4 assistance program of this state known commonly as Medicaid; to provide relative  
5 to Medicaid coverage of certain behavioral health services; to limit the number of  
6 reimbursable service hours per day for providers of certain behavioral health  
7 services; to require inclusion of certain information on claims for payment for  
8 behavioral health services; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. Subpart C-1 of Part XIII of Chapter 3 of Title 46 of the Louisiana Revised  
11 Statutes of 1950, comprised of R.S. 46:460.77.1 and 460.77.2, is hereby enacted to read as  
12 follows:

13 SUBPART C-1. BEHAVIORAL HEALTH SERVICES CLAIMS

14 §460.77.1. Behavioral health services claims; limitation on service hours;  
15 information required for payment

16 A.(1) For purposes of this Section, "CPST services" means community  
17 psychiatric support and treatment services and "PSR services" means psychosocial  
18 rehabilitation services.

19 (2) An individual behavioral health services provider rendering CPST  
20 services, PSR services, or both shall be limited to a maximum combined total of  
21 twelve reimbursable hours of CPST services and PSR services per rendering  
22 provider, per calendar day, regardless of the number of patients seen by the rendering  
23 provider unless any of the following conditions are met:

1           (a) The medical necessity of the services is documented for a Medicaid  
2           recipient receiving more than twelve hours of CPST and PSR services per day per  
3           rendering provider.

4           (b) The services are billed for a group setting. However, the total hours  
5           worked by an individual rendering provider shall not exceed twelve reimbursable  
6           hours per calendar day.

7           (c) The services are billed for crisis intervention.

8           (3)(a) Services subject to the twelve-hour limitation provided in Paragraph  
9           (2) of this Subsection include only CPST and PSR services rendered per individual  
10           National Provider Identifier at one or more outpatient behavioral health services  
11           provider facilities or agencies within a calendar day.

12           (b) The twelve-hour limitation provided in Paragraph (2) of this Subsection  
13           shall not apply per individual behavioral health services provider agency.

14           (4)(a) Except as provided in Subparagraph (b) of this Paragraph, the  
15           provisions of this Subsection shall apply exclusively to CPST services and PSR  
16           services.

17           (b) The provisions of this Subsection shall not apply to evidence-based  
18           practices including, without limitation, the practices known as assertive community  
19           treatment, multisystemic therapy, functional therapy, and homebuilders.

20           B. No managed care organization shall accept for payment a claim from a  
21           provider of behavioral health services unless that claim includes all claim  
22           information required by R.S. 40:2162.

23           C. The department shall include the limitation on reimbursable hours of  
24           CPST and PSR services provided in Subsection A of this Section in each contract  
25           with a managed care organization that covers behavioral health services.

26           D. Implementation of any provision of this Section shall be subject to  
27           approval by the Centers for Medicare and Medicaid Services.

1           §460.77.2. Behavioral health services claim information; access by legislative  
2                   auditor and Medicaid Fraud Control Unit  
3                   Upon request of the legislative auditor or the Medicaid Fraud Control Unit  
4           of the office of the attorney general, the department shall furnish to the requestor  
5           behavioral health data that meets the applicable standard for completeness set forth  
6           by the Centers for Medicare and Medicaid Services.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_