

Regular Session, 2012

HOUSE BILL NO. 779

BY REPRESENTATIVE LEBAS

MEDICAID: Requires the Medicaid program to reimburse providers for the vagus nerve stimulator and similar devices at rates which equal at least the cost of such devices

1 AN ACT

2 To enact Chapter 56-A of Title 46 of the Louisiana Revised Statutes of 1950, to be
3 comprised of R.S. 46:2725 and 2726, relative to medical equipment covered by the
4 Medicaid program; to establish minimum Medicaid reimbursement rates for certain
5 covered medical equipment; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Chapter 56-A of Title 46 of the Louisiana Revised Statutes of 1950,
8 comprised of R.S. 46:2725 and 2726, is hereby enacted to read as follows:

9 CHAPTER 56-A. REIMBURSEMENT FOR ESSENTIAL MEDICAL EQUIPMENT

10 §2725. Purpose

11 The purpose of this Chapter is to remove unnecessary obstacles to treatment
12 of Louisiana Medicaid recipients when such treatment includes durable medical
13 equipment certified as "reasonable and necessary" pursuant to any Nationally
14 Covered Indications issued by the Centers for Medicare and Medicaid Services of
15 the United States Department of Health and Human Services, referred to hereafter
16 in this Chapter as "CMS".

17 §2726. Devices used in the treatment of seizures; reimbursement rate

18 The Department of Health and Hospitals shall ensure that when a health care
19 provider participating in the Medicaid program implants a vagus nerve stimulator or
20 other device deemed by CMS to be reasonable and necessary for treatment of a

1 patient with medically refractory partial onset seizures for whom surgery is not
2 recommended or for whom surgery has failed, that provider shall be reimbursed for
3 such device at a rate which is at least equal to the cost of the device.

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)]

LeBas

HB No. 779

Abstract: Requires the Medicaid program to reimburse providers for the vagus nerve stimulator and similar devices at rates which equal at least the cost of such devices.

Proposed law provides that the purpose of proposed law is to remove unnecessary obstacles to treatment of Medicaid recipients when such treatment includes durable medical equipment certified as "reasonable and necessary" by the federal Medicaid agency.

Proposed law provides that DHH shall reimburse providers for the vagus nerve stimulator or other device which is reasonable and necessary for treatment of certain types of seizures at a rate which is at least equal to the cost of the device.

(Adds R.S. 46:2725 and 2726)