

Regular Session, 2014

SENATE BILL NO. 647

BY SENATOR HEITMEIER

MEDICAID. Provides relative to Medicaid managed care and health information exchanges. (8/1/14)

1 AN ACT
2 To enact Subpart C of Part XIII of Chapter 3 of Title 46 of the Louisiana Revised Statutes
3 of 1950, to be comprised of R.S. 46:460.81, relative to Medicaid; to provide relative
4 to health information exchanges; to provide relative to legislative findings; to
5 provide for reporting and coordination; to provide relative to confidentiality; and to
6 provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Subpart C of Part XIII of Chapter 3 of Title 46 of the Louisiana Revised
9 Statutes of 1950, comprised of R.S. 46:460.81, is hereby enacted to read as follows:

10 **SUBPART C. HEALTH INFORMATION EXCHANGES**
11 **§460.81. Health information exchanges; legislative findings; requirements for**
12 **Medicaid managed care; reporting; coordination; confidentiality**
13 **A. The legislature finds health information exchanges facilitate informed**
14 **clinical decisions, improve continuity and coordination of patient care, enhance**
15 **health care quality and outcomes, reduce costs, improve efficiency, reduce**
16 **avoidable interventions and services, and simplify and streamline**
17 **administrative payor-provider communications. Furthermore, the legislature**

1 finds that it will benefit the state of Louisiana, the individuals with Medicaid
2 benefits who participate in managed care plans that contract with the
3 Department of Health and Hospitals, and the Medicaid managed care plans if
4 such an individual's data is reported to a health information exchange.

5 B. The Department of Health and Hospitals shall require a Medicaid
6 managed care plan to ensure:

7 (1) Hospitals that are providers for a Medicaid managed care plan shall
8 report each enrolled individual's hospital admission, discharge, and transfer
9 data to the appropriate health information exchange for its parish as identified
10 in Subsection (E) of this Section.

11 (2) A notification system shall be developed in collaboration with the
12 health information exchanges by which such information is promptly reported
13 to each enrolled individual's primary care providers and managed care plan to
14 improve continuity and coordination of patient care.

15 C.(1) An enrolled individual's hospital admission, discharge, and
16 transfer data shall be reported to the appropriate health information exchange
17 in a uniform manner proscribed by the department through rules and
18 regulations promulgated pursuant to the Administrative Procedure Act.

19 (2) The enrolled individual's primary care provider shall be promptly
20 notified of such admission, discharge, and transfer data.

21 D.(1) The department shall maximize all available federal financial
22 assistance to cover the cost of the reporting and notification required by this
23 Section.

24 (2) If there is insufficient funding to cover the costs of the health
25 information exchanges, the Medicaid managed care plans shall pay a charge to
26 the health information exchanges to offset unfunded costs that are associated
27 with the reporting and notification of the enrolled individuals' admission,
28 discharge, and transfer data as required by this Section.

29 E. To implement a statewide system of reporting and notification, the

1 health information exchanges located within the state receiving funding from
 2 the Office of the National Coordinator for Health Information Technology,
 3 United States Department of Health and Human Services, the Greater New
 4 Orleans Health Information Exchange, and the Louisiana Health Information
 5 Exchange shall provide services to its respective parishes.

6 (1) The Greater New Orleans Health Information Exchange shall
 7 provide services in the greater New Orleans area, consisting of the parishes of
 8 Orleans, Jefferson, Plaquemines, St. Bernard, St. Charles, and St. Tammany.

9 (2) The Louisiana Health Information Exchange shall provide services
 10 in the other parishes of the state.

11 F.(1) The health information exchanges shall coordinate with each other
 12 for the implementation of the reporting and notifications required by this
 13 Section.

14 (2) A health information exchange shall report to the department on a
 15 quarterly basis regarding its implementation of the reporting and notification
 16 requirements of this Section.

17 G. A health information exchange shall maintain the confidentiality of
 18 the hospital admission, discharge, and transfer data and shall only provide such
 19 data to the managed care plan and primary care providers of the enrolled
 20 individual who is the subject of the report, unless otherwise instructed by the
 21 enrolled individual.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Christopher D. Adams.

DIGEST

Heitmeier (SB 647)

Proposed law provides for the use of health insurance exchanges by Medicaid managed care plans.

Proposed law provides for legislative findings.

Proposed law provides the Department of Health and Hospitals shall require a Medicaid managed care plan to ensure:

- (1) Hospitals that are providers for a Medicaid managed care plan shall report each

enrolled individual's hospital admission, discharge, and transfer data to the appropriate health information exchange for its parish.

- (2) A notification system shall be developed in collaboration with the health information exchanges by which such information is promptly reported to each enrolled individual's primary care providers and managed care plan to improve continuity and coordination of patient care.

Proposed law provides an enrolled individual's hospital admission, discharge, and transfer data shall be reported to the appropriate health information exchange in a uniform manner proscribed by the department through rules and regulations promulgated pursuant to the Administrative Procedure Act.

Proposed law provides the department shall maximize all available federal financial assistance to cover the cost of the reporting and notification required by proposed law. Furthermore, if there is insufficient funding to cover the costs of the health information exchanges, the Medicaid managed care plans shall pay a charge to the health information exchanges to offset unfunded costs that are associated with the reporting and notification of the enrolled individuals' admission, discharge, and transfer data as required by proposed law.

Proposed law provides the department implement a statewide system of reporting and notification, the health information exchanges located within the state receiving funding from the Office of the National Coordinator for Health Information Technology, United States Department of Health and Human Services, the Greater New Orleans Health Information Exchange, and the Louisiana Health Information Exchange shall provide services to its respective parishes.

- (1) The Greater New Orleans Health Information Exchange shall provide services in the greater New Orleans area, consisting of the parishes of Orleans, Jefferson, Plaquemines, St. Bernard, St. Charles, and St. Tammany.
- (2) The Louisiana Health Information Exchange shall provide services in the other parishes of the state.

Proposed law provides the health information exchanges shall coordinate with each other for the implementation of the reporting and notifications.

Proposed law provides a health information exchange shall report to the department on a quarterly basis regarding its implementation of the reporting and notification requirements.

Proposed law provides a health information exchange shall maintain the confidentiality of the hospital admission, discharge, and transfer data and shall only provide such data to the managed care plan and primary care providers of the enrolled individual who is the subject of the report, unless otherwise instructed by the enrolled individual.

Effective August 1, 2014.

(Adds R.S. 46:460.81)