

Regular Session, 2010

SENATE BILL NO. 69

BY SENATOR MCPHERSON

NURSING HOMES. Extends moratorium on additional beds for nursing facilities until July 1, 2016. (8/15/10)

1 AN ACT

2 To amend and reenact R.S. 40:2116(D)(2), relative to facility need review; to provide for an  
3 extension to the moratorium on additional beds for nursing facilities; and to provide  
4 for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:2116(D)(2) is hereby amended and reenacted to read as follows:

7 §2116. Facility need review

8 \* \* \*

9 D. \* \* \*

10 (2) The Department of Health and Hospitals shall implement a moratorium  
11 on additional beds for nursing facilities. The Department of Health and Hospitals  
12 shall not approve any additional nursing facilities or additional beds in nursing  
13 facilities through facility need review. This prohibition shall apply only to  
14 applications for new beds not approved prior to July 1, 1996. Such prohibition shall  
15 become enforceable on July 1, 1996, and shall remain in effect until July 1, ~~2012~~  
16 **2016**. This prohibition shall not apply to the replacement of existing facilities,  
17 provided that there is no increase in existing nursing home beds at the replacement

1 facility.

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Greg Waddell.

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DIGEST

Present law provides that DHH shall implement a moratorium on additional beds for nursing facilities.

Proposed law retains present law.

Present law provides that DHH shall not approve any additional nursing facilities or additional beds in nursing facilities through facility need review.

Proposed law retains present law.

Present law provides that the prohibition shall apply only to applications for new beds not approved prior to July 1, 1996 and such prohibition shall become enforceable on July 1, 1996, and shall remain in effect until July 1, 2012.

Proposed law retains present law but extends the prohibition from July 1, 2012, to July 1, 2016.

Present law provides that the prohibition shall not apply to the replacement of existing facilities, provided that there is no increase in existing nursing home beds at the replacement facility.

Proposed law retains present law.

Effective August 15, 2010

(Amends R.S. 40:2116(D)(2))