

Regular Session, 2010
HOUSE BILL NO. 865
BY REPRESENTATIVE BURFORD

ACT No. 286

1 AN ACT

2 To enact R.S. 28:827, relative to Medicaid waiver services for active duty military and their
3 immediate family; to provide for waiver services in certain circumstances; and to
4 provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 28:827 is hereby enacted to read as follows:

7 §827. Active duty military families

8 A. Any active duty member of the armed forces who has been temporarily
9 assigned to work outside of Louisiana and any member of his immediate family who
10 has qualified for and has received Louisiana Medicaid waiver services provided
11 under the New Opportunities Waiver, the Children's Choice Waiver, or any other
12 Medicaid home- and community-based waiver serving persons with developmental
13 disabilities, shall be eligible to receive the next available slot for waiver services
14 upon the member's resumed residence in Louisiana.

15 B. For the purposes of this Section, the definition of "immediate family"
16 includes spouse, child, or other person for whom the member of the armed services
17 has guardianship.

18 C. The provisions of this Section shall be subject to approval by the Centers
19 for Medicare and Medicaid Services.

1 D. The Department of Health and Hospitals may adopt rules and regulations
2 in accordance with the Administrative Procedure Act as the department deems
3 necessary to administer and implement the provisions of this Section.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____