

1 WHEREAS, the huge expenditure of state general funds in the Medicaid program
2 also adversely affects other state programs, such as higher education; and

3 WHEREAS, the shortage of state general funds for the foreseeable future will
4 continue to lead to budget reduction in Medicaid, higher education, and other state programs;
5 and

6 WHEREAS, the Centers for Medicare and Medicaid Services of the United States
7 Department of Health and Human Services is authorized under federal law to allow for
8 changes in state Medicaid programs that allow use of nonstate public funds in lieu of direct
9 state general funds to finance the state's portion of Medicaid program costs; and

10 WHEREAS, the means to allow such changes is through a waiver of otherwise
11 applicable federal law and regulations pursuant to Section 1115 of the Social Security Act,
12 known as Section 1115 Medicaid demonstration waivers; and

13 WHEREAS, other states have been granted Section 1115 waivers that allow the use
14 of costs not otherwise matchable to receive federal matching funds for designated state and
15 local health programs that are currently funded by the state and local government; and

16 WHEREAS, these programs use existing state and local funds to draw down federal
17 matching funds, thereby reducing the amount of state general funds needed to fund the
18 Medicaid program; and

19 WHEREAS, the state of Louisiana seeks to ensure the highest quality and most
20 efficiently delivered health care for its citizens through the establishment of a delivery
21 system incentive program under a Section 1115 waiver; and

22 WHEREAS, all hospitals and other health care providers may participate in the
23 delivery system incentive program, including rural and critical access hospitals.

24 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby
25 authorize and direct the secretary of the Department of Health and Hospitals to submit to the
26 Centers for Medicare and Medicaid Services on or before February 1, 2014, an application
27 for a Section 1115 Medicaid demonstration waiver that will allow the use of costs not
28 otherwise matchable authority to receive federal matching funds for designated state and
29 local health programs, and to reinvest unencumbered state funds into the Medicaid program.

1 BE IT FURTHER RESOLVED that, if the secretary of the Department of Health and
2 Hospitals does not submit a Section 1115 Medicaid demonstration waiver to the Centers for
3 Medicare and Medicaid Services on or before February 1, 2014, a report on the status of the
4 development of the waiver and the reasons for the delay in submission shall be submitted
5 in writing to the Joint Legislative Committee on the Budget no later than February 1, 2014.

6 BE IT FURTHER RESOLVED that the Section 1115 waiver request shall preserve
7 current upper payment limit (UPL) funding.

8 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
9 secretary of the Department of Health and Hospitals.

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)]

Montoucet

HCR No. 122

Directs DHH to submit to the Centers for Medicare and Medicaid Services on or before Feb. 1, 2014, an application for a Section 1115 Medicaid demonstration waiver that will allow the use of costs not otherwise matchable authority to receive federal matching funds for designated state and local health programs, and to reinvest unencumbered state funds into the Medicaid program.

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Health and Welfare to the original bill.

1. Changed the deadline to submit the application from Sept. 1, 2013 to Feb. 1, 2014.
2. Required that, if the secretary of DHH does not submit a Section 1115 Medicaid demonstration waiver to the Centers for Medicare and Medicaid Services on or before Feb. 1, 2014, a report on the status of the development of the waiver and the reasons for the delay in submission shall be submitted in writing to the Joint Legislative Committee on the Budget no later than Feb. 1, 2014.