



1           WHEREAS, while one of the aforementioned legislative instruments has been  
2 adopted as of the date of filing of this Resolution, the legislative committee vested with  
3 approval authority by the instrument has openly disregarded the instrument's provisions; and

4           WHEREAS, if the legislature will continue to be denied any authority to approve  
5 agreements to privatize state hospitals, then this branch of state government should, at  
6 minimum, be able to direct certain requirements and conditions for private entities which are  
7 set to take on this vital public function in our state.

8           THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby  
9 direct the division of administration, the Department of Health and Hospitals, and the Board  
10 of Supervisors of Louisiana State University and Agricultural and Mechanical College to  
11 implement the following requirements for private contractors as conditions which shall be  
12 satisfied prior to privatizing the operation of any state hospital:

13           (1) The private entity shall disclose to the state parties to the cooperative endeavor  
14 agreement its audited financial statements for each of the ten years preceding the date on  
15 which it will assume operation of a state hospital. The financial statements shall be audited  
16 by a certified public accounting firm approved for this purpose by the commissioner of  
17 administration. The commissioner may determine and require that additional information  
18 be submitted with the audited financial statements.

19           (2) The private entity shall disclose to the state parties to the cooperative endeavor  
20 agreement the patient payor mix for each hospital that it currently owns for each of the ten  
21 years preceding the date on which it will assume operation of a state hospital; or all years  
22 of operation of a currently owned hospital, if it has been owned by the private entity for less  
23 than ten years. The payor mix report shall disclose, at minimum, the proportion of health  
24 services financed at each of the private entity's hospitals by the following payors for all years  
25 required herein:

26           (a) Medicaid.

27           (b) Medicare.

28           (c) Private insurance.

29           (d) Private pay, as defined in R.S. 22:1202.

30           (e) Prisoner care.

1 (f) Uncompensated.

2 (3) The private entity shall disclose to the state parties to the cooperative endeavor  
3 agreement the salaries of all company executives, hospital administrators, physicians, nurses,  
4 allied health professionals, and ancillary hospital staff persons it employs.

5 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the  
6 office of the governor, the commissioner of administration, the secretary of the Department  
7 of Health and Hospitals, and the chairman of the Board of Supervisors of Louisiana State  
8 University and Agricultural and Mechanical College.

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#### 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)]

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Hunter

HCR No. 140

Directs DOA, DHH, and LSU to implement the following requirements for private contractors as conditions for privatizing the operation of any state hospital:

- (1) The private entity shall disclose to the state parties to the cooperative endeavor agreement its audited financial statements for each of the 10 years preceding the date on which it will assume operation of a state hospital. The financial statements shall be audited by a certified public accounting firm approved for this purpose by the commissioner of administration. The commissioner may determine and require that additional information be submitted with the audited financial statements.
- (2) The private entity shall disclose to the state parties to the cooperative endeavor agreement the patient payor mix for each hospital that it currently owns for each of the 10 years preceding the date on which it will assume operation of a state hospital; or all years of operation of a currently owned hospital, if it has been owned by the private entity for less than 10 years. The payor mix report required herein shall disclose, at minimum, the proportion of health services financed at each of the private entity's hospitals by the following payors:
  - (a) Medicaid.
  - (b) Medicare.
  - (c) Private insurance.
  - (d) Private pay, as defined in present law.
  - (e) Prisoner care.
  - (f) Uncompensated.
- (3) The private entity shall disclose to the state parties to the cooperative endeavor agreement the salaries of all company executives, hospital administrators, physicians, nurses, allied health professionals, and ancillary hospital staff persons it employs.