



LNHA State Regulatory Update: December 2017

Each month, the Division of Administration publishes the Louisiana Register which chronicles the executive orders and regulatory changes proposed or enacted by the state. To keep our members abreast of any regulatory changes, Wes Hataway, LNHA Legal and Policy Director, publishes a monthly summary of regulatory changes affecting our profession. Click [here](#) to view previous editions.

Final Rule

Home and Community-Based Service Providers Licensing Standards (LAC 48:I.Chapters 50 and 51)

In December 2016, the Louisiana Department of Health (LDH) issued a Notice of Intent which proposed to amend the provisions governing the licensing standards for home- and community-based service (HCBS) providers to further clarify and correct the formatting of these provisions to assure that these provisions were communicated in a clear and concise manner in the Louisiana Administrative Code. As a result of comments received, the Department felt it was necessary to abandon the proposal.

In August 2017, LDH published a revised Notice of Intent to further clarify and correct the formatting of the provisions governing the licensing standards for HCBS providers to assure that the provisions were promulgated in a clear and concise manner. LNHA informed members of the proposal in the August 2017 Administrative Update. The proposal was extensive and impacted numerous provisions. It addressed the initial licensure process, surveys, license renewals, statement of deficiencies, admissions, discharges and many other topics.

Since the publication of the Notice of Intent, the proposed rules have been properly implemented through the administrative process. As such, the rules became final on December 20, 2017. A full text of the rules can be found [here](#) on page 43 of the PDF.

If you have any questions or comments regarding this update, contact LNHA's Legal and Policy Director, Wes Hataway, at whataway@lnha.org.