

2019 Legislative Tracking List as of 6/21/2019 8:38 AM

- Priority 1 Activate grassroots network
Priority 1b Discretion w/ activating grassroots network
Priority 2 Council advocacy action
Priority 3 No action; report final outcome only

Bill is still in the legislative process; outcome is yet to be determined
Bill in which the final outcome IS aligned with the Council's position
Bill in which the final outcome IS NOT aligned with the Council's position
Bill in which the Council's position was neutral
Either (1) bill was withdrawn or (2) bill was substituted with another bill

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Instrument	Author	Summary	Position*	Priority	Notes	Updates / Action Taken	Status
HB103	Leger	APPROPRIATIONS: Provides for the ordinary operating expenses of state government for Fiscal Year 2019-2020	Against	1	Budget does not include additional funding for State Personal Assistance Services (SPAS), funding to implement TEFRA, additional funding for LGEs with lowest per capita SGF, and waiver rate restoration.		DID NOT PASS Voluntarily Deferred House Appropriations
HB105	Henry	APPROPRIATIONS: Provides for the ordinary operating expenses of state government for Fiscal Year 2019-2020	For	1	Position changed to “For” on 5/31/19. While there are still needs not totally addressed in the budget, the current version is seen as a best case scenario for this session. Included in the budget: funding to restore all HCBS provider rates to 2008 levels (including EPSDT-PCS and LT-PCS), language directing LDH to begin a program to serve the TEFRA population beginning on or before June 1, 2020 (pending CMS approval), an additional \$1 million to Northwest LA HSD and Florida Parishes HSA, and no cuts to current DD services.	LaDDC News - DD Waiver Rates Restored Temporarily (4/2/19) Info Alert #2 - 2019 Legis Session Begins April 8th (4/2/19) Yellow Shirt Day House Appropriations 4/9/19 - 32 members attended Action Alert #4 - Contact Appropriations Committee & Attend Public Testimony Day (4/10/19) Public Testimony House Appropriations on 4/17/19 beginning @ 1:14:37 Action Alert #6 - Contact Appropriations to Support TEFRA (4/25/19) Action Alert #7 - Contact Appropriations to Support Funding for DD Services (5/2/19)	PASSED <u>Act 10</u>

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						Action Alert #8 - Your State Rep Needs to Hear the Importance of DD Services (5/6/19) Action Alert #12 - Contact Senate Finance & attend Public Testimony Day (5/20/19) Public Testimony Senate Finance on 5/24/19 beginning at 19:27 Action Alert #15 - Your State Senator Needs to Hear Why Funding DD Services is Important to You (5/29/19)	
HB199	Horton	MEDICAID: Establishes the TEFRA option Medicaid waiver program to serve children with disabilities	For	1	Amended in Senate Health & Welfare to include language directing LDH, pending CMS approval, to begin a program to serve the TEFRA population beginning on or before June 1, 2020.	Info Alert #2 - 2019 Legis Session Begins April 8th (4/2/19) Spoke to H&W staff re: need for technical amendment changing it from a 1115 waiver program to a Medicaid state plan amendment (4/8/19) Action Alert #5 - Contact House Health & Welfare and Attend YSD (4/22/19) Public testimony House Health & Welfare on 4/24/19 beginning at 17:50 Action Alert #6 - Contact Appropriations to Support TEFRA (4/25/19) Action Alert #7 - Contact Appropriations to Support Funding for DD Services (5/2/19)	Sent to the Governor

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						Action Alert #10 - Your State Representative Needs to Hear Why TEFRA is Important to You (5/16/19) Action Alert #14 - Let Senate Health & Welfare Know the Importance of TEFRA (5/28/19)	
HB283	Wright	EDUCATION/SPECIAL: Requires the use of video cameras in classrooms where special education services are provided to certain students with exceptionalities	For	1	Amendments include: limiting camera installation requirement to self-contained classrooms and when requested by a parent; parent's request shall only be granted for a classroom for which his child is in regular attendance; reduce duration for required data retention from one year to one month; and implementation shall be subject to the appropriations of funds.	Info Alert #2 - 2019 Legis Session Begins April 8th (4/2/19) Action Alert #9 - Let House Education Hear Your Thoughts About Cameras in Special Ed Classrooms (5/9/19) Public Testimony House Education on 5/14/19 beginning at 1:48:23 Action Alert #11 - Let House & Gov Affairs Hear Your Thoughts About Cameras in Special Ed Classrooms (5/16/19) Public Testimony House & Govenmental Affairs on 5/21/19 beginning at 19:50 Action Alert #13 - Your Rep Needs to Hear if Cameras in Special Ed Classrooms are Important to You (5/22/19) Action Alert 16 - Contact Senate Education Committee About Requiring Cameras in Special Education Classrooms (5/29/19)	DID NOT PASS Failed to Complete Legislative Process

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HB320	Simon	HEALTH/BEHAVIORAL: Provides for access to applied behavior analysis providers in schools	For	1b	Proposed law adds "applied behavior analysis providers" to present law definition of "behavioral health service provider" in order to allow access to such providers for students in school upon the parent's request. Also requires public school governing authorities to make their policies available to the public. Advocate to address issues in existing LEA policies also.		PASSED Act 117
SB78	Martiny	SCHOOLS: Provides relative to behavioral health services provided to students. (8/1/19)	For	1b	Amends current law pertaining to behavioral health services being provided to students during schools hours by adding "behavior analyst" to the definition of behavior health provider and includes "applied behavior analysis" in the definition of behavioral health services. Advocate to address issues in existing LEA policies also.	Staff provided information related to proposed bill in Senate Education on 4/25/19 beginning at 45:53	DID NOT PASS Failed to Complete Legislative Process
SCR24	Peacock	CONDOLENCES: Expresses condolences upon the passing of Duane Ebarb, disabilities advocate from Shreveport.	For	1b		Yellow Shirt Day in Senate Chamber on 5/1/19	PASSED
HB143	M. White	HEALTH/ANATOMICAL GIFTS: Provides for rights of qualified organ transplant candidates who have a disability	For	2	Would prohibit discrimination against potential organ transplant recipients based on their disability. "Evie's Law"		PASSED Act 57
HB160	Bouie	SCHOOLS: Provides for the collection and reporting of certain information relative to school safety and discipline	For	2	Requires the collection and reporting of certain information relative to school safety and discipline including numbers of school resource officers and student suspensions, expulsions, removals to alternative settings, referrals to law enforcement, and school-related arrests.		PASSED Act 148
HB237	Brown	INSURANCE/HEALTH: Prohibits preexisting condition exclusions or other discrimination based on health status	For	2			DID NOT PASS Involuntarily Deferred House Insurance
HB390	M. White	MEDICAID: Relative to reimbursement rates paid to providers of disability services	For	2	Requires the La. Department of Health to develop Medicaid reimbursement rates paid to providers of disability services according to certain guidelines.		PASSED Act 381

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HB392	Henry	APPROPRIATIONS/SUPPLEML: Makes supplemental appropriations for Fiscal Year 2018-2019	For	2	Includes funding to restore rates to January 1, 2019 for DD waiver providers.		PASSED Act 50
HB507	Abramson	TAX: Levies a 7% tax on the gross sales of therapeutic marijuana and dedicates the avails into the New Opportunities Waiver Fund	For	2	Amended to the assessment of a fee on sales of therapeutic marijuana and not a tax, proceeds of the fee would go to the Community and Family Support System Fund and not the NOW Fund, and no less than 50% of the proceeds of the fee be used to provide funding for EarlySteps		PASSED Act 331
SB120	Milkovich	SCHOOLS: Provides relative to bullying. (gov sig)	Against	2	Proposed law authorizes a school employee who witnesses an incident of bullying to take all steps deemed necessary to stop the behavior, including reasonable force, physical restraint, or removing the offending student from the school grounds, provided the force used is proportional to the level of perceived risk. Proposed law authorizes a school official to contact law enforcement and have the student exhibiting bullying behavior immediately removed from the school grounds, if he believes the student's behavior poses an imminent risk of harm to another person.		DID NOT PASS Involuntarily Deferred Senate Education
SB137	W. Bishop	STUDENTS: Provides relative to student discipline. (gov sig)	For	2	Resulted from recommendations of the Advisory Council on Student Behavior & Discipline.		DID NOT PASS Failed to Complete Legislative Process
SB151	Luneau	HEALTH DEPARTMENT: Transfers the La. Special Education Center from the Special School District to the Louisiana Department of Health and renames the center. (gov sig)	For	2	This indicates support of new management of the facility and not support of institutional settings. The Council's position is that all people with developmental disabilities have the opportunity to live in home and community-based settings.		Sent to the Governor
SB158	Donahue	SPECIAL EDUCATION: Requires public school governing authorities to establish local special education advisory councils. (gov sig)	For	2			PASSED Act 274

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SB173	Mills	HEALTH CARE: Provides for the Healthcare Coverage for Louisiana Families Protection Act. (gov sig)	Neutral	2	Proposed law, which takes effect only after certain delays following a final and definitive judgment ruling the Patient Protection and Affordable Care Act, P.L. 111-148, (ACA) unconstitutional, requires every health insurance policy or contract issued or issued for delivery in this state to adhere to certain standards. Provides for open enrollment, rate setting, and coverage for dependent children who are under the age of 26. Prohibits preexisting condition exclusions and annual and lifetime limits.	Position changed to neutral on 5/6/19. More information is needed on the complex issues addressed in this legislation. Concerns were shared with the Council that all people with pre-existing conditions would not necessarily be protected. Concerns were also raised re: the maximum rate differential due to age.	Sent to the Governor
SB219	Barrow	HEALTH/ACC INSURANCE: Requires health insurance policies to adhere to certain standards. (gov sig)	For	2	Proposed law would prohibit preexisting condition exclusions and annual or lifetime benefits limitations for health insurance policies. Would also allow dependents to remain on their parent's policy until they are 26 years of age.		DID NOT PASS Failed to Complete Legislative Process
HB77	Armes	HEALTH CARE/PROVIDERS: Authorizes online delivery of certain training required for medication attendants	For	3	Would make drug administration coursework more readily available to providers and direct support workers and allow for reimbursement for course participation. On 5/13/19 Rep. Armes filed HCR73 requesting a study regarding this issue.		DID NOT PASS Substituted with HCR73
HB90	Moss	TAX/TAX REBATES: Establishes a state sales tax rebate for purchases of motor vehicles with certain modifications related to orthopedic disabilities	For	3	Similar to SB45 but calls for a state sales tax rebate rather than an exemption.		Sent to the Governor
HB129	Carmody	MEDICAID: Provides relative to Medicaid nonemergency transportation providers and services	For	3	Creates a Medicaid managed care transportation program which would authorize certain providers to furnish nonemergency and nonmedical transportation services to La. Medicaid program enrollees.		DID NOT PASS Substituted with HCR89
HB147	Edmonds	BUDGETARY CONTROLS: Restricts spending of the state general fund (direct) from recurring money to 98% of the official forecast	Against	3			DID NOT PASS Involuntarily Deferred Senate Revenue & Fiscal Affairs

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HB211	Horton	MEDICAID: Provides relative to Medicaid coverage of certain behavioral health services	Neutral	3	Limits the number of hours per day of certain behavioral health services reimbursable by Medicaid		PASSED Act 370
HB227	Harris	EXCEP PERSON/DEV DISABLE: Provides relative to age requirements for persons receiving services at the Louisiana Special Education Center	Against	3			DID NOT PASS Failed to Complete Legislative Process
HB266	Emerson	STUDENT/ASSESSMENT: Provides relative to remediation programs and requirements for pupil progression	For	3	Relative to pupil progression, deletes requirements for summer remediation programs and requires that pupil progression plans be made publicly available.		PASSED Act 394
HB305	Falconer	CONSUMERS/PROTECTION: Provides relative to telemarketing to elder persons and persons with disabilities	For	3	Provides for heightened damages in a private right of action for unfair trade practices when the person who suffers loss is an elder person or a person with a disability.		PASSED Act 14
HB308	Jordan	INSURANCE/HEALTH: Prohibits lifetime and annual limits on health insurance benefits	For	3			PASSED Act 212
HB333	Connick	PURCHASING/PROCUREMENT CD: Creates the State Use Council for the Purchase of Goods and Services Provided by Individuals with Disabilities and institutes "supported employment provider" as the successor term for "sheltered workshop" in laws on public procurement, public contracts, taxation, and work release programs	Neutral	3			PASSED Act 312
HB334	Foil	HEALTH CARE/FACILITIES: Authorizes the use of monitoring devices in the rooms of residents of intermediate care facilities for people with developmental disabilities	For	3	After deferring, Rep. Foil filed HCR48 which requests LDH conduct a study concerning the potential use of monitoring devices in the rooms of residents of intermediate care facilities for people with developmental disabilities		DID NOT PASS Substituted with HCR48
HB338	P. Smith	SCHOOLS: Provides relative to bullying and school safety policies of public school governing authorities	For	3	Proposed law expands the topics covered by the annual bullying training program to include discrimination on the basis of disability status.		DID NOT PASS Voluntarily Deferred in House Education
HB373	Thomas	HEALTH CARE/FACILITIES: Provides for calculation of Medicaid per diem rates for certain intermediate care facilities for people with developmental disabilities	Neutral	3			DID NOT PASS Substituted with HR282

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HB409	Franklin	MEDICAID: Prohibits Medicaid managed care organizations from denying opportunities to behavioral health services providers for enrollment in provider networks	For	3			DID NOT PASS Failed to Complete Legislative Process
HB427	P. Smith	EXCEPTIONAL PERSONS: Provides for communication-related services for the deaf and hard of hearing in certain healthcare settings	For	3	After deferring, Rep. Smith filed HCR80 which establishes a study committee to look at policies concerning communication-related services for the deaf and hard of hearing in certain healthcare settings.		DID NOT PASS Substituted with HCR80
HB434	Magee	MEDICAID: Provides relative to definitions, policies, and procedures of Medicaid managed care organizations	Neutral	3	The department, prior to executing any amendment to a professional, personal, consulting, or social services contract that provides for managed care under the Louisiana Medical Assistance Program through the use of a managed care organization, primary care case management, prepaid inpatient health plan, or prepaid ambulatory health plan, all as defined in 42 C.F.R. 438.2, shall publish on a publicly accessible page of the department's website a copy of the entire proposed contract amendment and provide a public comment period of no less than thirty days. Changes to policy and procedures would also require a public comment period prior to approval/implmentation.		PASSED Act 319
HB446	S. Carter	STUDENT/LOANS-SCHOLARSHIP: Provides for a voucher program for certain public school students	Neutral	3	Provides for a voucher program for public school students in 3rd through 5th grade who score below mastery in English language arts on state assessments.		DID NOT PASS Failed to Complete Legislative Process
HB482	G. Carter	EDUCATION ACCOUNTABILITY: Provides relative to the development and presentation of school academic improvement plans	For	3	Would require parents parent involvement in the development of a school's academic improvement plan.		PASSED Act 236
HB535	Glover	DENTISTRY: Allows nonprofit entities the ability to perform dental services at mobile dental clinics	For	3	Could ensure greater availability of dental services via mobile clinics for all individuals.		DID NOT PASS Voluntarily Deferred House Health & Welfare

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SB36	Mills	HEALTH CARE: Provides relative to emergency departments. (8/1/19)	Neutral	3	Could potentially restrict access to lifesaving emergency medical care for individuals especially those residing in more rural areas of the state.		Sent to the Governor
SB41	Mills	PHARMACEUTICALS: Provides relative to regulation of pharmacy benefit managers. (gov sig) (2/3-CA7s2.1(A))	For	3	Pharmacy Benefit Managers would be restricted from overriding medical professionals' prescription for treatment without the consent and agreement of the patient.		PASSED Act 124
SB45	Johns	TAX/SALES: Provides for a state sales tax exemption for certain purchases of motor vehicles for the use or transportation of persons with permanent orthopedic disabilities. (10/1/19)	For	3	Similar to HB90 but calls for a state sales tax exemption rather than a rebate.		DID NOT PASS Failed to Complete Legislative Process
SB51	Hewitt	HEALTH SERVICES: Provides relative to the qualifications for certified medication attendants. (8/1/19)	For	3			PASSED Act 45
SB69	J. Smith	PUBLIC LANDS: Authorizes the Louisiana Department of Health to sell or transfer title to certain property. (8/1/19)	For	3			PASSED Act 342
SB119	Colomb	HEALTH SERVICES: Creates the "Palliative Care Interdisciplinary Advisory Council". (8/1/19)	For	3			PASSED Act 351
SB128	Milkovich	EDUCATION ACCOUNTABILITY: Provides with respect to state content standards and assessments. (gov sig)	Neutral	3	Proposed law provides that the governing authority of each public elementary and secondary school shall have the authority to adopt and implement the content standards and related assessments it determines best serves the educational needs of the students it serves.		DID NOT PASS Involuntarily Deferred Senate Education
SB155	T. Carter	EMPLOYMENT: Constitutional amendment to establish a state minimum hourly wage of nine dollars, effective July 1, 2020, and authorize the legislature to increase the minimum wage by law. (2/3 - CA13s1(A))	For	3	Raising minimum wage would have a positive impact on the recruitment and retainment of Direct Support Professionals.		DID NOT PASS Failed to Complete Legislative Process
SB164	Morrish	HEALTH/ACC INSURANCE: Provides relative to the administration of prescription drug benefits. (8/1/19)	For	3	Similar to SB41.		DID NOT PASS Involuntarily Deferred in House Health & Welfare

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SB194	Morrish	EDUCATION DEPARTMENT: Provides for development of a statewide framework for dual enrollment. (8/1/19)	Neutral	3	Creates the College and Career Readiness Commission for the purpose of making recommendations for the development of statewide policies, guiding principles, and programs to ensure student readiness for postsecondary education and the workforce. Members include representatives of the disability community. Perhaps advocate for appointment of student with a disability or parent of a student with a disability to be made by someone other than LDOE Superintendent.		DID NOT PASS Substituted with SB243
HCR1	Landry	SCHOOLS/FINANCE-MFP: Provides for legislative approval of the MFP formula for the 2019-2020 school year	Neutral	3			DID NOT PASS Failed to Complete Legislative Process
HCR 22	Edmonds	LEGISLATIVE COMMITTEES: Creates and provides for the Joint Medicaid Oversight Committee	Neutral	3			DID NOT PASS Involuntarily Deferred in Senate Health & Welfare
HCR26	Bacala	HEALTH/LDH: Requests that the La. Department of Health resume implementation of a Medicaid managed long-term services and supports system	Neutral	3			DID NOT PASS Voluntarily Deferred House Health & Welfare
HCR48	Foil	HEALTH CARE/FACILITIES: Requests a study concerning the potential use of monitoring devices in the rooms of residents of intermediate care facilities for people with developmental disabilities	For	3			PASSED
HCR59	Wright	BOARDS/COMMISSIONS: Creates a special council to make recommendations concerning the potential establishment of a Commission on the Aging and Adults with Disabilities	For	3			DID NOT PASS Withdrawn from the files of the House
HCR62	Duplessis	SCHOOLS/FINANCE-MFP: Requests the State Board of Elementary and Secondary Education to study the feasibility of restructuring the MFP formula	For	3			PASSED

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HCR73	Armes	HEALTH CARE/PROVIDERS: Requests a study concerning the benefits and costs of online delivery of certain training required for medication attendants	For	3			PASSED
HCR80	P. Smith	EXCEPTIONAL PERSONS: Establishes a study committee on policies concerning communication-related services for the deaf and hard of hearing in certain healthcare settings	For	3			PASSED
HCR89	Carmody	MEDICAID: Requests a study concerning the potential delivery of Medicaid nonemergency transportation services by transportation network companies	For	3			PASSED
SCR3	Morrish	BESE: Provides for legislative approval of the MFP formula for the 2019-2020 Fiscal Year.	Neutral	3			PASSED
SCR8	T. Carter	CONGRESS: Memorializes Congress to take actions to pass the Disability Integration Act of 2019.	For	3			PASSED
HR282	Thomas	HEALTH CARE/FACILITIES: Requests the La. Department of Health to establish a four-bed peer group for intermediate care facilities for people with developmental disabilities	Neutral	3			PASSED
SR226	Boudreaux	BESE: Requests BESE to reconvene the Minimum Foundation Program Task Force to determine the actual cost of providing public education in Louisiana.	For	3			PASSED

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