

DECLARATION OF EMERGENCY

Department of Health and Hospitals Bureau of Health Services Financing

Alan Levine
Secretary

0911#075

Adult Dentures Repeal of Reimbursement Rate Reduction (LAC 50:XXV.701)

The Department of Health and Hospitals, Bureau of Health Services Financing proposes to amend LAC 50:XXV.701 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

In anticipation of projected expenditures in the Medical Vendor Program exceeding the funding allocated in the General Appropriations Act for state fiscal year 2010, the Department of Health and Hospitals, Bureau of Health Services Financing determined that it was necessary to amend the provisions governing the reimbursement methodology for adult denture services to reduce the reimbursement rates (*Louisiana Register*, Volume 35, Number 5).

Act 122 of the 2009 Regular Session of the Louisiana Legislature allocated additional funds to the Medical Vendor Program for the purpose of making supplemental payments to private providers to lessen the impact of potential budget reductions in state fiscal year 2010. The department promulgated two Emergency Rules to repeal the provisions of the May 1, 2009 Emergency Rule and to amend the reimbursement methodology for adult dentures to adjust the reimbursement rates (*Louisiana Register*, Volume 35, Number 8). The department has now determined that it is necessary to repeal the provisions of the August 4, 2009 Emergency Rule which adjusted the reimbursement rates for adult dentures.

Effective November 20, 2009, the Department of Health and Hospitals, Bureau of Health Services Financing repeals the August 4, 2009 Emergency Rule which adjusted the reimbursement rates for adult dentures.

Title 50

PUBLIC HEALTH—MEDICAL ASSISTANCE

Part XXV. Adult Dentures

Chapter 7. Reimbursement

§701. Fees

A. ...

B. Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 31:81 (January 2005), repromulgated LR 31:1589 (July 2005), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 35:

Interested persons may submit written comments to Jerry Phillips, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. He is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.