



LNHA Regulatory Update: October 2021

Emergency Rule

Patient's Compensation Fund Oversight Board – Qualified Health Care Provider Services

Pursuant to [Proclamation No. 165 JBE 2021](#), Governor Edwards declared a state of emergency due to the effects of Hurricane Ida. As a result of the hurricane, many qualified healthcare providers (QHCPs) that enrolled in the Patient's Compensation Fund (PCF) are experiencing disruptions. These disruptions have affected the ability of these QHCPs to timely pay their annual renewal PCF surcharges in full. Accordingly, this emergency rule has been adopted, which allows a grace period of 30 days to pay the annual renewal PCF surcharge in full to the insurer, the PCF or to the self-insurance trust, as applicable, which will extend PCF coverage for another year. This grace period extends to any QHCP that resides or whose primary place of employment is or was in one of the following 25 parishes: Ascension, Assumption, East Baton Rouge, East Feliciana, Iberia, Iberville, Jefferson, Lafourche, Livingston, Orleans, Plaquemines, Pointe Coupee, St. Bernard, St. Charles, St. Helena, St. James, St. John the Baptist, St. Martin, St. Mary, St. Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge and West Feliciana.

A full text of the emergency rule can be found [here](#) on page 20 of the PDF.

Programs and Services Amendments Due to the COVID-19 Public Health Emergency

In response to the COVID-19 public health emergency, the Louisiana Department of Health has adopted several measures to ensure the health and safety of its citizens. Among these measures are a \$12 add-on to the per-diem rate paid to nursing facilities and the adjustment to the reimbursement methodology to nursing facilities for hospital leave of absence days. These measures have been extended again to remain in effect throughout the duration of the public health emergency declaration.

A full text of the emergency rule can be found [here](#) on page 34 of the PDF.

Questions

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