

SENATE BILL NO. 59

BY SENATOR FRED MILLS AND REPRESENTATIVE BAGLEY

1 AN ACT

2 To enact R.S. 46:460.76, relative to claim reviews conducted by Medicaid managed care
3 organizations; to provide for prepayment reviews; to provide for detection and
4 prevention of fraud and abuse in the Medicaid program; to provide for applicability
5 to provide for definitions; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 46:460.76 is hereby enacted to read as follows:

8 **§460.76. Prepayment review**

9 **A. A managed care organization or a contractor, assignee, agent, or**
10 **entity acting on the behalf of a managed care organization shall be prohibited**
11 **from requiring any enrolled provider to be subject to prepayment review unless**
12 **the requirement is implemented directly by the department and in accordance**
13 **with the provisions of the Medical Assistance Programs Integrity Law, R.S.**
14 **46:437.1 et seq.**

15 **B. For the purposes of this Section, "prepayment review" means any**
16 **action by a managed care organization or a contractor, assignee, agent, or entity**
17 **acting on the behalf of a managed care organization requiring a healthcare**
18 **provider to provide medical record documentation in conjunction with or after**
19 **the submission of a claim for payment for medical services rendered, but before**
20 **the claim has been adjudicated by the managed care organization.**

21 **C.(1) Nothing in this Section shall prohibit a managed care organization**
22 **from notifying the department of healthcare providers suspected of committing**
23 **fraud and abuse.**

24 **(2) Nothing in this Section shall prohibit the department from requiring**
25 **all managed care organizations to coordinate efforts to combat and prevent**

1 fraud and abuse pursuant to any requirements ordered by the department in
2 accordance with the Medical Assistance Programs Integrity Law, R.S. 46:437.1
3 et seq.

4 D. The provisions of this Section shall not apply to any dental
5 coordinated care network as defined in R.S. 46:460.51.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____