

ACT No. 569

2026 Regular Session

HOUSE BILL NO. 786

BY REPRESENTATIVE EGAN

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

AN ACT

To amend and reenact R.S. 46:460.75(C) through (E) and to enact R.S. 46:460.75(F), relative to the state medical assistance program; to provide for provider claim payments; to provide for definitions; to prohibit the use of extrapolation; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 46:460.75 (C) through (E) are hereby amended and reenacted and R.S. 46:460.75(F) is hereby enacted to read as follows:

§460.75. Provider claim payment and information protection

* * *

C.(1) For the purposes of this Section, "extrapolation" means a mathematical process or technique used by a managed care organization in the audit of a healthcare provider to estimate audit results or findings for a larger batch or group of claims not reviewed by the managed care organization.

(2) A managed care organization shall be strictly prohibited from using extrapolation to complete an audit of a healthcare provider. Any additional payment due to a healthcare provider or any refund or recoupment due to the managed care organization shall be based on the actual overpayment or underpayment and shall not be based on extrapolation.

(3) Nothing in this Subsection shall be interpreted or construed to prevent or otherwise prohibit the department or the Louisiana Department of Justice of using extrapolation to complete an audit of a healthcare provider pursuant to existing state and federal law and regulation.

1 ~~C. D.~~ The provisions of this Section shall not be waived by contract, and any
2 contractual clause in conflict with the provisions of this Section or that purports to
3 waive any requirements of this Section is void.

4 ~~D. E.~~ If the managed care organization, its contracted vendor, or agent
5 violates any provision of this Section, the department shall impose penalties on the
6 managed care organization in accordance with contract provisions or rules and
7 regulations promulgated pursuant to the Administrative Procedure Act, except that
8 penalties shall be imposed without the necessity of the department having to issue
9 any prior notice of corrective action.

10 ~~E. F.~~ As used in this Section, "electronic funds transfer" means an electronic
11 funds transfer through the federal Health Insurance Portability and Accountability
12 Act of 1996, P.L. 104-191, standard automated clearinghouse network.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____