

2017 Regular Session

HOUSE CONCURRENT RESOLUTION NO. 11

BY REPRESENTATIVE EDMONDS

MEDICAID: Memorializes the U.S. Congress to authorize investigation and prosecution of Medicaid recipient fraud by state Medicaid fraud control units

1 A CONCURRENT RESOLUTION

2 To memorialize the United States Congress to take such actions as are necessary to amend
3 Title XIX of the Social Security Act relative to the Medicaid program in order to
4 authorize state Medicaid fraud control units to investigate and prosecute Medicaid
5 recipient fraud.

6 WHEREAS, the annual cost of Louisiana's Medicaid program has grown to
7 approximately eleven billion dollars; and

8 WHEREAS, the Medicaid program continues to grow at an increasing rate and now
9 encompasses well over one third of the operating budget of this state; and

10 WHEREAS, Louisiana has expanded its Medicaid program in accordance with
11 Public Law 111-148, the Patient Protection and Affordable Care Act; and

12 WHEREAS, actual enrollment into Louisiana's expanded Medicaid program has
13 exceeded initial projections by over one hundred thousand enrollees; and

14 WHEREAS, the Louisiana Legislative Auditor has determined that a number of
15 persons who enrolled in Medicaid were not eligible for benefits of the program; and

16 WHEREAS, this state currently does not police Medicaid recipient fraud effectively;
17 and

18 WHEREAS, the Medicaid Fraud Control Unit within the office of the attorney
19 general has the capability and expertise to investigate Medicaid recipient fraud and prosecute
20 cases of such fraud; and

1 WHEREAS, Medicaid fraud control units such as that of the Louisiana attorney
2 general are currently prohibited by provisions of Title XIX of the Social Security Act from
3 conducting investigations into Medicaid recipient fraud; and

4 WHEREAS, the office of the attorney general is the only Louisiana law enforcement
5 division with statewide jurisdiction that has the necessary expertise and capability to
6 investigate and prosecute Medicaid recipient fraud; and

7 WHEREAS, though this state has an indisputable interest in investigation and
8 prosecution of this form of Medicaid fraud, these actions are prohibited under the Social
9 Security Act.

10 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby
11 memorialize the United States Congress to take such actions as are necessary to amend Title
12 XIX of the Social Security Act relative to the Medicaid program in order to authorize state
13 Medicaid fraud control units to investigate and prosecute Medicaid recipient fraud.

14 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
15 presiding officers of the Senate and the House of Representatives of the Congress of the
16 United States of America and to each member of the Louisiana congressional delegation.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HCR 11 Original

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Edmonds

Memorializes the U.S. Congress to amend Title XIX of the Social Security Act relative to the Medicaid program in order to authorize state Medicaid fraud control units to investigate and prosecute Medicaid recipient fraud.