

2017 Regular Session

HOUSE CONCURRENT RESOLUTION NO. 11

BY REPRESENTATIVES EDMONDS, BAGLEY, HOFFMANN, HORTON, POPE, AND
STAGNI

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary 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.

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

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

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

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

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

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

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

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

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

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

THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby memorialize the United States Congress to take such actions as are necessary 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.

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

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE