

**CONFERENCE COMMITTEE REPORT**  
**House Bill No. 814 By Representative James**

May 30, 2014

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 814 by Representative James, recommend the following concerning the Reengrossed bill:

1. That the set of Senate Floor Amendments Nos. 1 through 3 proposed by the Legislative Bureau and adopted by the Senate on May 19, 2014, be adopted.
2. That Senate Committee Amendment No. 1 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on May 15, 2014, be rejected.

Respectfully submitted,

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Representative Edward "Ted" James

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Senator David Heitmeier

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Representative Neil C. Abramson

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Senator Eric LaFleur

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Representative Scott M. Simon

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Senator Dan Claitor

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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)]

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CONFERENCE COMMITTEE REPORT DIGEST

House Bill No. 814 by Representative James

**Keyword and oneliner of the instrument as it left the House**

**MEDICAID:** Extends right of Medicaid recovery in cases of third party liability for injury, illness, or death to Medicaid managed care organizations that provide covered services to Medicaid enrollees

**Report adopts Senate amendments to:**

1. Make technical corrections to citation references.

**Report rejects Senate amendments which would have:**

1. Required the department or Medicaid managed care organization to be responsible for the pro rata share of the attorney fees.

**Digest of the bill as proposed by the Conference Committee**

Present law provides that in cases of injury, illness, or death that create third party liability or obligate third party payment of damages, the Department of Health and Hospitals (DHH) shall have a cause of action against such third party to recover medical assistance payments obligated or paid on behalf of the injured, ill, or deceased person in connection with the injury, illness, or death. Provides for notice, pleadings, compromise, and prescription in such recovery cases.

Proposed law retains present law and extends the right of Medicaid recovery conferred by present law upon DHH to Medicaid managed care organizations.

Proposed law defines "Medicaid managed care organization" as any private entity that contracts with DHH to provide Medicaid benefits and services to Medicaid enrollees.

(Amends R.S. 46:446)