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## DIGEST

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HB 397 Original

2017 Regular Session

Edmonds

**Abstract:** Provides with respect to the monies collected into the Medical Assistance Programs Fraud Detection Fund.

Present law creates the Medical Assistance Programs Fraud Detection Fund as a special fund in the state treasury.

Present law provides that monies in the fund shall not be used to replace state general funds appropriated for the daily operation of the department or the medical assistance programs.

Present law requires that the monies in the fund only be used for the following purposes:

- (1) To pay costs or expenses incurred by the department or the attorney general relative to a certain action.
- (2) To enhance fraud and abuse detection and prevention in medical assistance programs.
- (3) To pay rewards for information concerning fraud and abuse.
- (4) To provide a source of revenue for the Medical Assistance Program in the event of a change in federal policy which results in an increase in state participation or a shortfall in state general fund due to a decrease in the official forecast.

Proposed law deletes the function of the fund outlined in present law that would provide that the monies would be a source of revenue for the Medical Assistance Program in times of a budget shortfall.

Present law requires that 50% of the monies collected and deposited into the fund be allocated to the Medicaid Fraud Control Unit within the office of the attorney general and 50% of the monies collected and deposited into the fund be allocated to the La. Dept. of Health to be used solely for Medicaid fraud detection. Proposed law changes present law to require that the monies collected by the office of the attorney general be retained by the office of the attorney general and that monies collected by the La. Dept. of Health be retained by the La. Dept. of Health.

(Amends R.S. 46:440.1(C), (D), and (E)(intro. para.); Repeals R.S. 46:440.1(E)(4))