

2025 Regular Session

SENATE BILL NO. 130

BY SENATOR CLOUD

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

MEDICAID. Provides relative to Medicaid. (gov sig)

AN ACT

To enact Subpart F of Part VI-A of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:440.21, relative to Medicaid; to provide for Medicaid program integrity measures; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Subpart F of Part VI-A of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:440.21, is hereby enacted to read as follows:

SUBPART F. MEDICAID PROGRAM INTEGRITY MEASURES

§440.21. Medicaid program integrity measures

A. The legislature hereby finds and declares the following:

(1) It is the policy of this state to protect public benefits for those who are truly needy and eligible for such benefits and to prevent waste and fraud from limiting available resources and increasing dependency unnecessarily.

(2) The Medicaid program provides support to needy households and persons.

(3) It is the intent of this Subpart to institute a system of modern and

1 comprehensive interagency data cross-checks and to implement other program
2 integrity measures available to ensure ongoing eligibility for Medicaid and to
3 limit the use of ex parte renewals to the extent allowed.

4 B. The Louisiana Department of Health shall adopt the following
5 measures to verify ongoing eligibility for Medicaid:

6 (1) The Louisiana Department of Health shall not accept eligibility
7 determinations for Medicaid from any exchange established under 42 U.S.C.
8 18041(c). The department may accept assessments from an exchange established
9 under 42 U.S.C. 18041(c), but shall independently verify eligibility and make
10 eligibility determinations.

11 (2) Neither the Louisiana Department of Health nor any state agency
12 that operates as a part of Medicaid may rely solely on ex parte renewals,
13 including but not limited to any waiver granted under Section 1902(e)(14)(A)
14 of the Social Security Act, unless expressly required by federal law. No later
15 than January 1, 2026, the Louisiana Department of Health shall withdraw any
16 waivers submitted to the federal government that authorize the department to
17 determine or renew eligibility by ex parte renewal.

18 (3) Unless required by federal law, the Louisiana Department of Health
19 shall not accept self-attestation of Louisiana state residency and may use
20 technology and government data sharing to verify income, residency, household
21 composition, or receipt of other coverage. The department shall not request
22 authority to waive or decline to periodically check any available income-related
23 data sources to verify eligibility for Medicaid.

24 (4) The Louisiana Department of Health may use an enhanced income
25 verification platform to verify recipient eligibility. The department may procure
26 and enter into a contract for the platform. The platform shall meet all of the
27 following criteria:

28 (a) Use automated, real-time data matching and analytics to detect
29 unreported or under reported income.

1 **(b) Consolidate overlapping data to prevent double counting of financial**
2 **records.**

3 **(5) The Louisiana Department of Health shall enter into the following**
4 **data matching agreements to cross-check households enrolled in Medicaid with**
5 **other state data sets as allowed by law:**

6 **(a) On at least a monthly basis, the Louisiana Department of Health shall**
7 **receive and review information from the state registrar of vital records**
8 **concerning individuals enrolled in Medicaid that indicates a change in**
9 **circumstances that may affect eligibility for Medicaid, including but not limited**
10 **to death records.**

11 **(b) On at least a quarterly basis, the Louisiana Department of Health**
12 **shall receive and review information from the Louisiana Workforce**
13 **Commission concerning individuals enrolled in Medicaid that indicates a**
14 **change in circumstances that may affect eligibility for Medicaid, including but**
15 **not limited to changes in employment or wages.**

16 **(c) On at least a quarterly basis, the Louisiana Department of Health**
17 **shall receive and review information from the Department of Public Safety and**
18 **Corrections, office of motor vehicles concerning individuals enrolled in**
19 **Medicaid that indicates a change in residency that may affect eligibility for**
20 **Medicaid.**

21 **(d) On at least a semi-annual basis, the Louisiana Department of Health**
22 **shall receive and review information from the Louisiana Department of**
23 **Revenue concerning individuals enrolled in Medicaid that indicates a change in**
24 **circumstances that may affect eligibility for Medicaid, including but not limited**
25 **to potential changes in income, wages, or residency as identified by tax records.**

26 **(e) The Louisiana Department of Health shall implement a platform to**
27 **receive and review information on at least an annual basis concerning**
28 **incarceration status of individuals enrolled in Medicaid.**

29 **(f) On at least a monthly basis, the Louisiana Department of Health shall**

receive and review information from the Social Security Administration concerning the disability status of individuals enrolled in Medicaid.

(6) On at least a quarterly basis, the Louisiana Department of Health shall publish on its website, data regarding findings of noncompliance and fraud investigations in Medicaid for the following aggregate, nonconfidential, and nonpersonally identifying information:

(a) The number of Medicaid cases investigated for intentional program violations or fraud.

(b) Total number of Medicaid cases referred to the attorney general's office for prosecution.

(c) Improper payments and expenditures.

(d) Monies recovered.

(e) Aggregate data concerning improper payments and ineligible recipients as a percentage of those investigated and reviewed.

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, 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)]

DIGEST

SB 130 Reengrossed

2025 Regular Session

Cloud

Proposed law provides legislative intent regarding the integrity of the Medicaid program.

Proposed law requires the La. Dept. of Health to implement certain program integrity measures to verify ongoing Medicaid eligibility, including checking information provided by other state agencies.

Proposed law prohibits the La. Dept. of Health from accepting eligibility from certain exchanges established by federal law, relying solely on ex parte renewals, or accepting self-attestation of Louisiana residency.

Proposed law authorizes the La. Dept of Health to use technology and government data

sharing to verify income, residency, household composition, or receipt of other coverage.

Proposed law authorizes the La. Dept. of Health to use an enhanced verification platform to verify recipient eligibility.

Proposed law requires the La. Dept. of Health to make certain noncompliance and fraud information available to the public on its website.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 46:440.21)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Health and Welfare to the original bill

1. Limits the use of ex parte renewals instead of prohibiting ex parte renewals.
2. Removes prohibition on the La. Dept. of Health accepting self-attestation for income, household income, caretaker or relative status, and receipt of other coverage.
3. Authorizes the La. Dept. of Health to use technology and government data sharing to verify certain eligibility criteria.
4. Authorizes the La. Dept. of Health to use an enhanced income verification platform to verify Medicaid eligibility instead of requiring the use of the platform.
5. Removes certain data check requirements and adds checks from the office of motor vehicles and the Social Security Administration.
6. Changes reporting frequency for certain data checks.
7. Removes provisions relative to federal data checks.
8. Removes definition of income.

Senate Floor Amendments to engrossed bill

1. Change the frequency that the La. Dept. of Health is required to receive and review information concerning the incarceration status of individuals enrolled in Medicaid.
2. Make technical changes.