

INSTITUTION OR FACILITY SO THAT THE INSTITUTE OR FACILITY MAY QUALIFY AS A HOSPITAL, SKILLED NURSING FACILITY, INTERMEDIATE CARE FACILITY, OR HOME HEALTH AGENCY.

(C) "PERSON" INCLUDES ASSOCIATIONS, FIRMS, INSTITUTIONS, PARTNERSHIPS, CO-PARTNERSHIPS, OR CORPORATIONS, AND ANY MEMBER, AGENT, OFFICER, OR EMPLOYEE OF ANY OF THEM.

230C.

IT IS UNLAWFUL TO COMMIT MEDICAID FRAUD.

230D.

(A) EVERY PERSON CONVICTED OF THE CRIME OF MEDICAID FRAUD IN WHICH THE VALUE OF THE MONEY, SERVICES, OR GOODS INVOLVED IS ~~\$100~~ \$500 OR MORE IS GUILTY OF A FELONY, AND SHALL:

(1) MAKE FULL RESTITUTION OF THE MONEY, SERVICES, OR GOODS, OR THE VALUE OF THOSE SERVICES OR GOODS UNLAWFULLY RECEIVED;

(2) BE SUBJECT TO A FINE OF NOT MORE THAN ~~\$100,000~~ \$10,000, AND IMPRISONMENT FOR A PERIOD NOT TO EXCEED ~~TEN~~ FIVE YEARS, OR BOTH; AND

~~(3) MAKE RESTITUTION TO THE STATE OR LOCAL GOVERNING BODY OF THOSE AMOUNTS EXPENDED BY THE STATE, LOCAL GOVERNING BODY, OR THEIR AGENCIES IN INVESTIGATING THE MEDICAID FRAUD.~~

(B) EVERY PERSON CONVICTED OF THE CRIME OF MEDICAID FRAUD IN WHICH THE VALUE OF THE MONEY, SERVICES, OR GOODS INVOLVED IS LESS THAN ~~\$100~~ \$500 IS GUILTY OF A MISDEMEANOR, AND SHALL:

(1) MAKE ~~TREBLE~~ RESTITUTION OF THE MONEY, SERVICES, OR GOODS, OR THE VALUE OF THOSE SERVICES OR GOODS UNLAWFULLY RECEIVED;

(2) BE SUBJECT TO A FINE OF NOT MORE THAN \$1,000, AND IMPRISONMENT FOR A PERIOD NOT TO EXCEED THREE YEARS, OR BOTH; AND

~~(3) MAKE RESTITUTION TO THE STATE OR LOCAL GOVERNING BODY OF THOSE AMOUNTS EXPENDED BY THE STATE, LOCAL GOVERNING BODY, OR THEIR AGENCIES IN INVESTIGATING THE MEDICAID FRAUD.~~

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1977.

Approved May 17, 1977. _____