

retaliation for cooperating with an investigation under certain circumstances; prohibiting certain health care providers from taking retaliatory actions against certain employees under certain circumstances; authorizing certain employees to file civil actions against certain providers under certain circumstances; limiting the length of time an employee may file a civil action under certain circumstances; authorizing a court to take certain actions; requiring certain providers to display certain notices and provide certain information in a certain manner; requiring the Department to establish a task force to review certain laws and regulations for certain purposes; requiring a certain report to be submitted to certain committees; defining certain terms; and generally relating to health program integrity and recovery activities.

BY adding to

Article - Health - General

Section 2-501 through ~~2-509~~ 2-505, inclusive, to be under the new subtitle
"Subtitle 5. Health Program Integrity and Recovery Activities"

Annotated Code of Maryland

(2005 Replacement Volume and 2005 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Health - General

SUBTITLE 5. HEALTH PROGRAM INTEGRITY AND RECOVERY ACTIVITIES.

2-501.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "ABUSE" MEANS PROVIDER PRACTICES THAT ARE INCONSISTENT WITH SOUND FISCAL, BUSINESS, OR MEDICAL PRACTICES AND RESULT IN UNNECESSARY COSTS TO A PROGRAM, OR IN REIMBURSEMENT FOR SERVICES THAT ARE NOT MEDICALLY NECESSARY OR THAT FAIL TO MEET PROFESSIONALLY RECOGNIZED HEALTH CARE STANDARDS.

(C) "CLAIM" MEANS A REQUEST OR DEMAND FOR MONEY, PROPERTY, OR SERVICES MADE UNDER CONTRACT OR OTHERWISE, BY A CONTRACTOR, GRANTEE, PROVIDER, OR OTHER PERSON SEEKING MONEY FOR THE PROVISION OF HEALTH SERVICES IF:

(1) THE STATE OR DEPARTMENT PROVIDES ANY PORTION OF THE MONEY OR PROPERTY THAT IS REQUESTED OR DEMANDED; OR

(2) THE STATE OR DEPARTMENT REIMBURSES THE CONTRACTOR, GRANTEE, PROVIDER, OR OTHER PERSON FOR ANY PORTION OF THE MONEY OR PROPERTY THAT IS REQUESTED OR DEMANDED.

(D) ~~"CORPORATE COMPLIANCE PROGRAM" MEANS A FORMAL ORGANIZATIONAL PROGRAM THAT:~~