

(ii) "Convicted" includes being convicted after a plea of nolo contendere.

(iii) "Fraud" includes the commission of or an attempt or conspiracy to commit a crime such as concealment of medical records, embezzlement, false pretenses, larceny, larceny after trust, Medicaid fraud, MEDICAID HEALTH PLAN FRAUD, FALSE STATEMENTS REPRESENTATIONS RELATING TO MEDICAID HEALTH PLANS, misappropriation by a fiduciary, or theft.

(iv) "Person" means an individual, partnership, limited partnership, or corporation, including a professional corporation formed under Title 5, Subtitle 1 of the Corporations and Associations Article.

(2) A person who is convicted of fraud in connection with the Program or a similar program of any other state is ineligible for further payment under the Program.

(b) (1) Any health care provider who is convicted of fraud, or who suffers a judgment in favor of this State in a civil action based on fraud, in obtaining Medicaid overpayments is liable to this State for triple the amount of the overpayment.

(2) In either a criminal or civil action, the court shall award the appropriate sum in its sentence or judgment.

15-123.1.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "BODILY INJURY" MEANS:

(I) A CUT, ABRASION, BRUISE, BURN, OR DISFIGUREMENT;

(II) ILLNESS;

(III) IMPAIRMENT OF THE FUNCTION OF A BODY PART, ORGAN, OR MENTAL FACULTY;

(IV) PHYSICAL PAIN; OR

(V) ANY OTHER INJURY TO THE BODY.

(3) ~~"FALSE REPRESENTATIONS RELATING TO MEDICAID HEALTH PLANS" MEANS:~~

~~(I) KNOWINGLY AND WILLFULLY CONCEALING, FALSIFYING, OR OMITTING A MATERIAL FACT; OR~~

~~(II) KNOWINGLY AND WILLFULLY MAKING A MATERIALLY FALSE OR FRAUDULENT REPRESENTATION OR USING A DOCUMENT THAT CONTAINS A MATERIALLY FALSE OR FRAUDULENT REPRESENTATION.~~

(4) ~~"MEDICAID HEALTH PLAN" MEANS:~~

~~(I) A STATE PLAN ESTABLISHED BY TITLE XIX OF THE SOCIAL SECURITY ACT OF 1939;~~