

[(2)](II) Wilfully failing to disclose a material change in household or financial condition; or

[(3)](III) Impersonating another person.

[(b)](2) Upon conviction, after notice and the opportunity to be heard as to the amount of payment and how the payment is to be made, the person shall make full restitution of the money, property, food stamps, [medical care] or other assistance unlawfully received, or the value thereof, and shall be fined not more than \$1,000 or imprisoned for not more than three years, or both fined and imprisoned.

(C) (1) AN APPLICATION FOR MONEY, PROPERTY, FOOD STAMPS, OR OTHER ASSISTANCE, UNDER A SOCIAL OR NUTRITIONAL PROGRAM BASED ON NEED, FINANCED IN WHOLE OR IN PART BY THE STATE, AND ADMINISTERED BY THE DEPARTMENT OF HUMAN RESOURCES, THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, OR THE LOCAL DEPARTMENT OF SOCIAL SERVICES, WHETHER UNDER THIS OR ANY OTHER ARTICLE IN THIS CODE, SHALL BE IN WRITING AND SIGNED BY THE APPLICANT.

(2) ANY PERSON WHO IN MAKING AND SIGNING THE APPLICATION REQUIRED IN PARAGRAPH (1) OF THIS SUBSECTION MAKES A FALSE OR FRAUDULENT STATEMENT WITH INTENT TO OBTAIN ANY SUCH MONEY, PROPERTY, FOOD STAMPS, OR OTHER ASSISTANCE IS GUILTY OF PERJURY AND ON CONVICTION IS SUBJECT TO THE PENALTIES PROVIDED BY LAW FOR PERJURY.

Fraud - [Medical Assistance] STATE HEALTH PLANS

[230B.

(a) In this subheading, the following words have the meanings indicated.

(b) "Medicaid fraud" means:

(1) Knowingly and wilfully making or causing to be made any false statement or representation of a material fact in any application for any benefit or payment under a State plan established by Title XIX of the Social Security Act of 1939;

(2) Knowingly and wilfully making or causing to be made any false statement or representation of a material fact for use in determining rights to those benefits or payments;

(3) Having knowledge of the occurrence of any event affecting (i) the initial or continued right to those benefits or payments; or (ii) the initial or continued right to those benefits or payments to any other individual in whose behalf an application has been made or in whose behalf benefits or payments are being received; and concealing or failing to disclose that event with an intent to secure fraudulently those benefits or payments either in a greater amount or quantity than is due or when benefits or payments are not authorized;