

15-123.

(a) (1) [(i)] In this [subsection] SECTION the following words have the meanings indicated.

[(ii)] (2) "Convicted" includes being convicted after a plea of nolo contendere.

[(iii)] (3) "Fraud" includes the commission of or an attempt or conspiracy to commit [a crime such as] THE CRIMES OF concealment of medical records, [embezzlement, false pretenses, larceny, larceny after trust, Medicaid fraud, Medicaid health plan fraud] VIOLATION UNDER THE FRAUD - STATE HEALTH PLANS SUBHEADING OF ARTICLE 27 OF THE CODE, false representations relating to Medicaid health plans, misappropriation by a fiduciary, [or] AND 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)] (B) A [person] HEALTH CARE PROVIDER who is convicted of fraud in connection with the Program or a similar FEDERAL OR STATE 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 representation" means:

(i) Knowingly and willfully concealing, falsifying, or omitting a material fact; or

(ii) Knowingly and willfully making a materially false or fraudulent statement or using a document that contains a materially false or fraudulent statement.