

5-106.

(a) Except as provided by this section, a prosecution for a misdemeanor shall be instituted within 1 year after the offense was committed.

(k) A prosecution for [the] A MISDEMEANOR offense [of Medicaid fraud] under THE FRAUD - STATE HEALTH PLANS SUBHEADING IN Article 27[, § 230B of this] OF THE Code shall be instituted within 3 years after the offense was committed.

[(w) A prosecution for a Medicaid offense under § 15-123.1 of the Health - General Article shall be instituted within 3 years after the offense was committed.]

[(x)] (W) A prosecution under Article 27, § 146(c) of the Code relating to computer crimes shall be instituted within 3 years after the offense was committed.

### Article - Health - General

15-101.

(i) "Program" means the Maryland Medical Assistance Program.

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.