

9-310.2.

(A) IN ANY ADMINISTRATIVE ACTION BEFORE THE COMMISSION, IF IT IS ESTABLISHED BY A PREPONDERANCE OF THE EVIDENCE THAT A PERSON KNOWINGLY AFFECTED OR KNOWINGLY ATTEMPTED TO AFFECT THE PAYMENT OF COMPENSATION, FEES, OR EXPENSES UNDER THIS TITLE BY MEANS OF A FRAUDULENT REPRESENTATION, THE COMMISSION SHALL REFER THE CASE ON THE PERSON TO THE INSURANCE FRAUD DIVISION IN THE MARYLAND INSURANCE ADMINISTRATION.

(B) IN ITS ANNUAL REPORT UNDER § 9-312 OF THIS SUBTITLE, THE COMMISSION SHALL REPORT THE NUMBER OF CASES REFERRED TO THE INSURANCE FRAUD DIVISION IN THE MARYLAND INSURANCE ADMINISTRATION UNDER THIS SECTION.

9-1106.

(a) A person may not knowingly affect or knowingly attempt to affect the payment of compensation, fees, or expenses under this title by means of a fraudulent representation.

(b) A person who violates this section, on conviction:

- (1) is subject to the penalties of § 7-104 of the Criminal Law Article; and
- (2) may not receive compensation, fees, or expenses under this title.

~~(C) THE COMMISSION SHALL REFER A PERSON THAT VIOLATES SUBSECTION (A) OF THIS SECTION TO THE INSURANCE FRAUD DIVISION IN THE MARYLAND INSURANCE ADMINISTRATION.~~

~~(D) THE COMMISSION SHALL COMPILE AND ABSTRACT INFORMATION THAT INCLUDES THE NUMBER AND THE TYPE OF CONFIRMED ACTS OF INSURANCE FRAUD.~~

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) the Workers' Compensation Commission shall, in consultation with the Insurance Fraud Division in the Maryland Insurance Administration and in collaboration with the persons and organizations listed in (b) of this section, study how to prevent, identify, and deter workers' compensation fraud. As part of the study, the Commission shall consider:

(1) workers' compensation fraud committed by employers, employees, health care providers, and any other person or entity;

(2) the cost associated with each type of identified fraud; and

(3) methods of preventing, identifying, and deterring fraud;

(b) in conducting the study, the Workers' Compensation Commission shall collaborate with representatives of:

(1) self-insured employers;