

2015 -- H 5310

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2015

A N A C T

RELATING TO HUMAN SERVICES - MEDICAL ASSISTANCE FRAUD

Introduced By: Representatives Morgan, Chippendale, Reilly, Filippi, and Giarrusso

Date Introduced: February 05, 2015

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 40-8.2-7 of the General Laws in Chapter 40-8.2 entitled "Medical
2 Assistance Fraud" is hereby amended to read as follows:

3 **40-8.2-7. False statements made to gain certification.** -- Whoever knowingly and
4 willfully makes or causes to be made, or induces, or seeks to induce the making of any false
5 statement or representation of a material fact with respect to the conditions or operation of any
6 institution or facility in order that the institution or facility may qualify (either upon initial
7 certification or upon recertification) as a hospital, skilled nursing facility, intermediate care
8 facility, or home health agency, shall be guilty of a misdemeanor and, upon conviction thereof,
9 shall be fined not more than ~~five hundred dollars (\$500)~~ one thousand dollars (\$1,000) or
10 imprisoned for not more than ~~six (6) months~~ one year, or both.

11 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T
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1 This act would increase the penalties from \$500 and up to six (6) months incarceration to
2 \$1,000 and a year incarceration for making a false statement of a material fact with respect to the
3 conditions or operation of any institution or facility in order that such institution may qualify as a
4 hospital, nursing facility, intermediate care facility or home health agency.

5 This act would take effect upon passage.

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