

## RÉSUMÉ DIGEST

ACT 350 (SB 453)

2016 Regular Session

White

Prior law provided that the crime of Medicaid fraud is the act of any person who, with intent to defraud the state or any person or entity through any medical assistance program created under the federal Social Security Act and administered by the Dept. of Health and Hospitals or any other state agency, does any of the following:

- (1) Presents for allowance or payment any false or fraudulent claim for furnishing services or merchandise.
- (2) Knowingly submits false information for the purpose of obtaining greater compensation than that to which he is legally entitled for furnishing services or merchandise.
- (3) Knowingly submits false information for the purpose of obtaining authorization for furnishing services or merchandise.

New law retains prior law.

Prior law provided that "racketeering activity" means committing, attempting to commit, conspiring to commit, or soliciting, coercing, or intimidating another person to commit any crime that is punishable under certain provisions of prior law including solicitation for murder, second degree murder, aggravated kidnapping, extortion, theft, manufacture and distribution of certain drugs, money laundering, corrupt influencing, public contract fraud, and pornography involving juveniles.

New law retains prior law and adds the prior law crime of Medicaid fraud to this list.

Prior law provided various penalties for racketeering activity.

New law retains prior law and makes prior law penalties applicable to racketeering activity involving Medicaid fraud.

Effective upon signature of the governor (June 2, 2016).

(Adds R.S. 15:1352(A)(63))