

SENATE BILL NO. 60

BY SENATORS KOSTELKA AND THOMPSON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

AN ACT

To amend and reenact the introductory paragraph of R.S. 14:70.1(A) and 70.1(A)(1) and (2), and to enact R.S. 14:70.1(C), relative to the crime of Medicaid fraud; to provide relative to the elements of Medicaid fraud; to provide relative to venue for Medicaid fraud prosecutions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. The introductory paragraph of R.S. 14:70.1(A) and 70.1(A)(1) and (2) are hereby amended and reenacted, and R.S. 14:70.1(C) is hereby enacted to read as follows:

§70.1. Medicaid fraud

A. 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 Department 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; ~~or,~~

(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; ~~or,~~

* * *

C. In addition to the venue established by Code of Criminal Procedure Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial District Court, parish of East Baton Rouge.

1 Section 2. This Act shall become effective upon signature by the governor or, if not
2 signed by the governor, upon expiration of the time for bills to become law without signature
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become
5 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____