2015 Regular Session

ENROLLED

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.

2 To amend and reenact the introductory paragraph of R.S. 14:70.1(A) and 70.1(A)(1) and (2), 3 and to enact R.S. 14:70.1(C), relative to the crime of Medicaid fraud; to provide 4 relative to the elements of Medicaid fraud; to provide relative to venue for Medicaid 5 fraud prosecutions; and to provide for related matters. 6 Be it enacted by the Legislature of Louisiana: 7 Section 1. The introductory paragraph of R.S. 14:70.1(A) and 70.1(A)(1) and (2) are 8 hereby amended and reenacted, and R.S. 14:70.1(C) is hereby enacted to read as follows: 9 §70.1. Medicaid fraud 10 A. The crime of Medicaid fraud is the act of any person; who, with intent to 11 defraud the state or any person or entity through any medical assistance program 12 created under the federal Social Security Act and administered by the Department 13 of Health and Hospitals or any other state agency, does any of the following: 14 (1) Presents for allowance or payment any false or fraudulent claim for 15 furnishing services or merchandise; or. 16 (2) Knowingly submits false information for the purpose of obtaining greater 17 compensation than that to which he is legally entitled for furnishing services or 18 merchandise; or. <th>1</th> <th>AN ACT</th>	1	AN ACT
4 relative to the elements of Medicaid fraud; to provide relative to venue for Medicaid 5 fraud prosecutions; and to provide for related matters. 6 Be it enacted by the Legislature of Louisiana: 7 Section 1. The introductory paragraph of R.S. 14:70.1(A) and 70.1(A)(1) and (2) are 8 hereby amended and reenacted, and R.S. 14:70.1(C) is hereby enacted to read as follows: 9 §70.1. Medicaid fraud 10 A. The crime of Medicaid fraud is the act of any person; who, with intent to 11 defraud the state or any person or entity through any medical assistance program 12 created under the federal Social Security Act and administered by the Department 13 of Health and Hospitals or any other state agency, does any of the following: 14 (1) Presents for allowance or payment any false or fraudulent claim for 15 furnishing services or merchandise; or, 16 (2) Knowingly submits false information for the purpose of obtaining greater 17 compensation than that to which he is legally entitled for furnishing services or 18 merchandise; or, 19 * * * 20 C. In addition to the venue established by Code of Criminal Procedure 21 Articles 611 and 614, venue shall also be appropriate i	2	To amend and reenact the introductory paragraph of R.S. $14:70.1(A)$ and $70.1(A)(1)$ and (2) ,
5 fraud prosecutions; and to provide for related matters. 6 Be it enacted by the Legislature of Louisiana: 7 Section 1. The introductory paragraph of R.S. 14:70.1(A) and 70.1(A)(1) and (2) are 8 hereby amended and reenacted, and R.S. 14:70.1(C) is hereby enacted to read as follows: 9 §70.1. Medicaid fraud 10 A. The crime of Medicaid fraud is the act of any person; who, with intent to 11 defraud the state or any person or entity through any medical assistance program 12 created under the federal Social Security Act and administered by the Department 13 of Health and Hospitals or any other state agency, does any of the following: 14 (1) Presents for allowance or payment any false or fraudulent claim for 15 furnishing services or merchandise; or, 16 (2) Knowingly submits false information for the purpose of obtaining greater 17 compensation than that to which he is legally entitled for furnishing services or 18 merchandise; or, 19 * * * 20 C. In addition to the venue established by Code of Criminal Procedure 21 Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial	3	and to enact R.S. 14:70.1(C), relative to the crime of Medicaid fraud; to provide
 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 	4	relative to the elements of Medicaid fraud; to provide relative to venue for Medicaid
 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 	5	fraud prosecutions; and to provide for related matters.
 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 <u>or any person or entity</u> through any medical assistance program created under the federal Social Security Act and administered by the Department of Health and Hospitals <u>or any other state agency, does any of the following:</u> (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 <u>Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial</u> 	6	Be it enacted by the Legislature of Louisiana:
 §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 	7	Section 1. The introductory paragraph of R.S. 14:70.1(A) and 70.1(A)(1) and (2) are
10 A. The crime of Medicaid fraud is the act of any person; who, with intent to 11 defraud the state or any person or entity 12 created under the federal Social Security Act and administered by the Department 13 of Health and Hospitals or any other state agency, does any of the following: 14 (1) Presents for allowance or payment any false or fraudulent claim for 15 furnishing services or merchandise; or, 16 (2) Knowingly submits false information for the purpose of obtaining greater 17 compensation than that to which he is legally entitled for furnishing services or 18 merchandise; or, 19 * * * 20 C. In addition to the venue established by Code of Criminal Procedure 21 Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial	8	hereby amended and reenacted, and R.S. 14:70.1(C) is hereby enacted to read as follows:
11 defraud the state or any person or entity through any medical assistance program 12 created under the federal Social Security Act and administered by the Department 13 of Health and Hospitals or any other state agency, does any of the following: 14 (1) Presents for allowance or payment any false or fraudulent claim for 15 furnishing services or merchandise; or, 16 (2) Knowingly submits false information for the purpose of obtaining greater 17 compensation than that to which he is legally entitled for furnishing services or 18 merchandise; or, 19 * * * 20 C. In addition to the venue established by Code of Criminal Procedure 21 Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial	9	§70.1. Medicaid fraud
12 created under the federal Social Security Act and administered by the Department 13 of Health and Hospitals or any other state agency, does any of the following: 14 (1) Presents for allowance or payment any false or fraudulent claim for 15 furnishing services or merchandise; or. 16 (2) Knowingly submits false information for the purpose of obtaining greater 17 compensation than that to which he is legally entitled for furnishing services or 18 merchandise; or. 19 * * * 20 C. In addition to the venue established by Code of Criminal Procedure 21 Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial	10	A. The crime of Medicaid fraud is the act of any person, who, with intent to
13 of Health and Hospitals or any other state agency, does any of the following: 14 (1) Presents for allowance or payment any false or fraudulent claim for 15 furnishing services or merchandise; or. 16 (2) Knowingly submits false information for the purpose of obtaining greater 17 compensation than that to which he is legally entitled for furnishing services or 18 merchandise; or. 19 * * * 20 C. In addition to the venue established by Code of Criminal Procedure 21 Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial	11	defraud the state or any person or entity through any medical assistance program
14 (1) Presents for allowance or payment any false or fraudulent claim for 15 furnishing services or merchandise; or. 16 (2) Knowingly submits false information for the purpose of obtaining greater 17 compensation than that to which he is legally entitled for furnishing services or 18 merchandise; or. 19 * * * * 20 C. In addition to the venue established by Code of Criminal Procedure 21 Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial	12	created under the federal Social Security Act and administered by the Department
15 furnishing services or merchandise; or. 16 (2) Knowingly submits false information for the purpose of obtaining greater 17 compensation than that to which he is legally entitled for furnishing services or 18 merchandise; or. 19 * * * 20 C. In addition to the venue established by Code of Criminal Procedure 21 Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial	13	of Health and Hospitals or any other state agency, does any of the following:
16 (2) Knowingly submits false information for the purpose of obtaining greater 17 compensation than that to which he is legally entitled for furnishing services or 18 merchandise; or. 19 * * * 20 C. In addition to the venue established by Code of Criminal Procedure 21 Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial	14	(1) Presents for allowance or payment any false or fraudulent claim for
17 compensation than that to which he is legally entitled for furnishing services or 18 merchandise; or. 19 * * * 20 C. In addition to the venue established by Code of Criminal Procedure 21 Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial	15	furnishing services or merchandise; or.
18 merchandise; or. 19 * * * * 20 C. In addition to the venue established by Code of Criminal Procedure 21 Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial	16	(2) Knowingly submits false information for the purpose of obtaining greater
19 * * * 20 <u>C. In addition to the venue established by Code of Criminal Procedure</u> 21 <u>Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial</u>	17	compensation than that to which he is legally entitled for furnishing services or
20 C. In addition to the venue established by Code of Criminal Procedure 21 Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial	18	merchandise ; or .
21 Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial	19	* * *
	20	C. In addition to the venue established by Code of Criminal Procedure
22 District Court, parish of East Baton Rouge.	21	Articles 611 and 614, venue shall also be appropriate in the Nineteenth Judicial
	22	District Court, parish of East Baton Rouge.

Page 1 of 2

Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

SB NO. 60

ENROLLED

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: _____