

**Renumbered 5/3/2023**

**26-20-2 Definitions.**

As used in this chapter:

- (1) "Benefit" means the receipt of money, goods, or any other thing of pecuniary value.
- (2) "Claim" means any request or demand for money or property:
  - (a) made to any:
    - (i) employee, officer, or agent of the state;
    - (ii) contractor with the state; or
    - (iii) grantee or other recipient, whether or not under contract with the state; and
  - (b) if:
    - (i) any portion of the money or property requested or demanded was issued from or provided by the state; or
    - (ii) the state will reimburse the contractor, grantee, or other recipient for any portion of the money or property.
- (3) "False statement" or "false representation" means a wholly or partially untrue statement or representation which is:
  - (a) knowingly made; and
  - (b) a material fact with respect to the claim.
- (4) "Knowing" and "knowingly":
  - (a) for purposes of criminal prosecutions for violations of this chapter, is one of the culpable mental states described in Subsection 26-20-9(1); and
  - (b) for purposes of civil prosecutions for violations of this chapter, is the required culpable mental state as defined in Subsection 26-20-9.5(1).
- (5) "Medical benefit" means a benefit paid or payable to a recipient or a provider under a program administered by the state under:
  - (a) Titles V and XIX of the federal Social Security Act;
  - (b) Title X of the federal Public Health Services Act;
  - (c) the federal Child Nutrition Act of 1966 as amended by P.L. 94-105; and
  - (d) any programs for medical assistance of the state.
- (6) "Person" means an individual, corporation, unincorporated association, professional corporation, partnership, or other form of business association.