

Effective 5/3/2023

26B-3-1101 Definitions.

As used in this part:

- (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) "Health care provider" means the same as that term is defined in Section 26B-8-411.
- (5) "Knowing" and "knowingly":
 - (a) for purposes of criminal prosecutions for violations of this part, is one of the culpable mental states described in Subsection 26B-3-1108(1); and
 - (b) for purposes of civil prosecutions for violations of this part, is the required culpable mental state as defined in Subsection 26B-3-1109(1).
- (6) "Medical benefit" means a benefit paid or payable to:
 - (a) a health care provider; or
 - (b) a recipient or a provider under a program administered by the state under:
 - (i) Titles V and XIX of the federal Social Security Act;
 - (ii) Title X of the federal Public Health Services Act;
 - (iii) the federal Child Nutrition Act of 1966 as amended by Pub. L. No. 94-105; and
 - (iv) any programs for medical assistance of the state.
- (7) "Person" means an individual, corporation, unincorporated association, professional corporation, partnership, or other form of business association.

Renumbered and Amended by Chapter 306, 2023 General Session

Amended by Chapter 331, 2023 General Session