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MEDICAID FRAUD UNIT

2000 GENERAL SESSION

STATE OF UTAH

Sponsor: Howard C. Nielson

AN ACT RELATING TO HEALTH; REQUIRING THE DEPARTMENT OF HEALTH TO
SUBMIT A WAIVER REGARDING THE MEDICAID FRAUD CONTROL UNIT AND TO
REPORT ON THE STATUS OF THE WAIVER TO THE LEGISLATURE.

This act affects sections of Utah Code Annotated 1953 as follows:

ENACTS:

26-18-403, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **26-18-403** is enacted to read:

26-18-403. Medicaid Fraud Control Unit Waiver.

(1) Before July 1, 2000, the department shall submit an application to the Secretary of the United States Department of Health and Human Services that demonstrates, pursuant to 42 U.S.C. Sec. 1396a:

(a) that the requirement of a Medicaid fraud control unit should be waived; and

(b) how the state will pursue fraud and patient abuse cases in the absence of a unit.

(2) The department shall report to the Health and Human Services Interim Committee regarding the status and content of the waiver application at the following times:

(a) on or before June 1, 2000;

(b) on or before November 30, 2000; and

(c) upon the request of the committee.

(3) The Medicaid Fraud Control Unit shall be discontinued upon the federal approval of the state's waiver application.

Legislative Review Note

as of 2-10-00 11:45 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel