

SB0272/833722/1

BY: Senator Middleton

AMENDMENTS TO SENATE BILL 272
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 29, after the semicolon, insert "requiring certain persons to report certain information annually to the General Assembly;".

On page 2, in line 5, strike "2-610" and substitute "2-611".

AMENDMENT NO. 2

On page 21, after line 27, insert:

"2-611.

(A) BEGINNING OCTOBER 1, 2010, THE INSPECTOR GENERAL OF THE DEPARTMENT AND THE DIRECTOR OF THE MEDICAID FRAUD CONTROL UNIT IN THE OFFICE OF THE ATTORNEY GENERAL SHALL REPORT ANNUALLY TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE FOLLOWING INFORMATION FOR THE PREVIOUS FISCAL YEAR:

(1) THE NUMBER OF CIVIL ACTIONS FILED UNDER THIS SUBTITLE;

(2) THE NUMBER OF CIVIL ACTIONS UNDER THIS SUBTITLE IN WHICH A JUDGMENT WAS ENTERED, WHETHER BY SETTLEMENT OR ADJUDICATION; AND

(Over)

(3) THE NUMBER OF CLAIMS MADE BY THE STATE BASED ON ALLEGED VIOLATIONS OF § 2-602(A) OF THIS SUBTITLE THAT ARE SETTLED WITHOUT THE FILING OF A CIVIL ACTION UNDER THIS SUBTITLE.

(B) UNLESS THE ACTION IS UNDER SEAL IN ACCORDANCE WITH § 2-604 OF THIS SUBTITLE, FOR EACH CIVIL ACTION REPORTED UNDER SUBSECTION (A)(1) OR (2) OF THIS SECTION, THE REPORT SHALL STATE:

(1) WHETHER THE ACTION WAS FILED BY THE STATE OR BY A PERSON ON BEHALF OF THE STATE AND, IF FILED BY A PERSON, WHETHER THE STATE INTERVENED AND PROCEEDED WITH THE ACTION;

(2) THE NAME OF THE DEFENDANT;

(3) A DESCRIPTION OF THE VIOLATION OR ALLEGED VIOLATION OF § 2-602 OF THIS SUBTITLE; AND

(4) THE AMOUNT SOUGHT IN THE ACTION AND, IF APPLICABLE, THE AMOUNT FOR WHICH THE DEFENDANT IS LIABLE UNDER A SETTLEMENT AGREEMENT OR COURT ORDER.

(C) FOR EACH CLAIM REPORTED UNDER SUBSECTION (A)(3) OF THIS SECTION, THE REPORT SHALL STATE:

(1) A DESCRIPTION OF THE VIOLATION OR ALLEGED VIOLATION OF § 2-602 OF THIS SUBTITLE;

(2) THE RESOLUTION OF THE CLAIM;

(3) THE AMOUNT, IF ANY, THE PERSON AGAINST WHOM THE CLAIM WAS MADE AGREED TO PAY IN SETTLEMENT OF THE CLAIM; AND

(4) THE AMOUNT, IF ANY, COLLECTED BY THE STATE.”.