

**Adopted
AMENDMENT NO 1 PROPOSED TO**

Cmte Sub for House Bill No. 1090

BY: Representative Scott

1 **AMEND** by inserting the following new subsection (4) after
2 line 102:

3 "(4) (a) As used in this subsection, the following terms
4 shall be defined as provided in this paragraph:

5 (i) "Abuse" includes any practice that is inconsistent
6 with acceptable fiscal, business or medical practices that
7 unnecessarily increase cost.

8 (ii) "Fraud" means misrepresenting the truth to obtain
9 an unauthorized benefit.

10 (b) The department shall establish and use a
11 computerized system to determine the extent of waste, abuse and
12 fraud in the programs administered by the department, focusing on
13 detecting and preventing abuse and fraud by providers of services



14 in those programs, and recovering improper payments made to
15 providers of services in those programs. Activities that
16 constitute abuse and fraud by providers include, but are not
17 limited to, any of the following:

18 (i) Billing for a service that was not performed;

19 (ii) Billing for a more costly service than was
20 performed;

21 (iii) Billing for a covered service when a
22 noncovered service was provided;

23 (iv) Duplicate billing for the same service;

24 (v) Falsifying diagnoses; or

25 (vi) Prescribing unnecessary medicines or
26 expensive tests."

