

Honolulu, Hawaii

**February 11**, 2014

RE: H.B. No. 2249  
H.D. 1

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Seventh State Legislature  
Regular Session of 2014  
State of Hawaii

Sir:

Your Committee on Human Services, to which was referred H.B. No. 2249 entitled:

"A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE FRAUD,"

begs leave to report as follows:

The purpose of this measure is to ensure that public funds are not misappropriated for the benefit of individuals who are not eligible for medical assistance benefits by:

- (1) Clarifying that medical assistance fraud is a class C felony regardless of whether the person making a false statement or misrepresentation is a provider or a recipient;
- (2) Requiring a recipient of medical assistance benefits who is convicted of medical assistance fraud to pay restitution to the State equal to the amount of fraudulent benefits paid on their behalf;
- (3) Increasing the amount of time prosecutors have to prosecute cases of medical assistance fraud; and
- (4) Defining the term "Medical Assistance Benefit".



The Department of the Attorney General and Department of Human Services supported this bill.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2249, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2249, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committee on Human Services,



MELE CARROLL, Chair



State of Hawaii  
House of Representatives  
The Twenty-seventh Legislature

HSCR 327-14

**Record of Votes of the Committee on Human Services**

<b>Bill/Resolution No.:</b> <i>HB 2249</i>	<b>Committee Referral:</b> <i>HUS, JUD</i>	<b>Date:</b> <i>2/6/14</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
HUS Members	Ayes	Ayes (WR)	Nays	Excused
1. CARROLL, Mele (C)	/			
2. KOBAYASHI, Bertrand (VC)	/			
3. BELATTI, Della Au				/
4. CREAGAN, Richard	/			
5. HASHEM, Mark J.	/			
6. JORDAN, Jo	/			
7. MORIKAWA, Dee	/			
8. OSHIRO, Marcus R.	/			
9. WOODSON, Justin H.				/
10. FUKUMOTO, Beth	/			
<b>TOTAL (10)</b>	<i>8</i>			<i>2</i>
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; font-size: 0.8em;">committee acronym(s)</div>				
<b>Vice Chair's or designee's signature:</b> _____ <i>[Signature]</i> _____				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				