

HOUSE BILL No. 5970

June 2, 2004, Introduced by Reps. Newell, Farhat, Walker, Ward, Caswell, Stakoe, Wojno, Hune, Hummel and Middaugh and referred to the Committee on Health Policy.

A bill to amend 1984 PA 323, entitled
"The health care false claim act,"
by amending section 4 (MCL 752.1004).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4. (1) A person who solicits, offers, pays, or
2 receives a kickback or bribe in connection with the furnishing of
3 goods or services for which payment is or may be made in whole or
4 in part by a health care corporation or health care insurer, or
5 who receives a rebate of a fee or charge for referring an
6 individual to another person for the furnishing of health care
7 benefits, is guilty of a felony, punishable by imprisonment for
8 not more than 4 years, or by a fine of not more than \$50,000.00,
9 or both.

10 (2) A rebate or discount from a drug manufacturer or
11 distributor to a consumer for that consumer's use of a drug

1 manufactured or distributed by that drug manufacturer or
2 distributor is not a violation of this section.