

HOUSE BILL 1545

By McCormick

AN ACT to amend Tennessee Code Annotated, Title 71,
Chapter 5, Part 26, relative to TennCare fraud
penalties.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 71-5-2601(a)(1)(B), is amended by deleting the subdivision and substituting instead the following:

(B) An offense under subdivision (a)(1)(A) is a Class D felony. In addition to restitution, a person who pleads guilty or nolo contendere or is found guilty of violating this section shall be fined:

- (i) Two hundred fifty dollars (\$250) for the first offense;
- (ii) Five hundred dollars (\$500) for the second offense; and
- (iii) One thousand dollars (\$1,000) for a third or subsequent offense.

(C) The fines authorized under subdivision (a)(1)(B) shall be collected by the county court clerk with five percent (5%) of the fine going to the clerk of the court and the remaining ninety-five percent (95%) of the fine transmitted to the state treasurer on a monthly basis for deposit in the general fund.

SECTION 2. Tennessee Code Annotated, Section 71-5-2601(a)(5)(D), is amended by deleting the subdivision and substituting instead the following:

(D) An offense under this subdivision (a)(5) is a Class D felony.

SECTION 3. This act shall take effect July 1, 2016, the public welfare requiring it.