

Introduced: 4/15/75
Referred: Health, Education &
Social Services and Judiciary

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE
BY REQUEST

1 IN THE HOUSE

2 CS HOUSE BILL NO. 422

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to fraud in public assistance
7 programs."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 47.25.280 is amended to read:

10 Sec. 47.25.280. OBTAINING ASSISTANCE BY FRAUD. A person is
11 guilty of a violation of secs. 120 - 300 of this chapter if he (1) by
12 a statement, representation, or impersonation which he knows is false
13 or by another fraudulent device, obtains or attempts to obtain or aids
14 or abets another to obtain (A) assistance to which he is not entitled,
15 (B) greater assistance than he is entitled to, or (C) payment of a
16 forfeited grant or allowance; [OR] (2) aids and abets in buying or
17 otherwise disposing of the property of the recipient of assistance for
18 the purpose of avoiding liability for the assistance granted; or (3)
19 gives false or incorrect information, knowing it to be false or in-
20 correct, as part of the procedure to obtain assistance, even if he
21 does not actually obtain or use the assistance.

22 * Sec. 2. AS 47.25.290 is amended to read:

23 Sec. 47.25.290. PENALTY FOR VIOLATION. A person who violates a
24 provision of secs. 120 - 300 of this chapter is guilty of a misdemeanor,
25 and upon conviction is punishable by a fine of not more than \$1,000
26 [\$500], or by imprisonment [IN A JAIL] for not more than one year [SIX
27 MONTHS], or by both.

28 * Sec. 3. AS 47.25 is amended by adding a new section to read:

29 Sec. 47.25.403. REPORTING CHANGE OF STATUS. A person receiving

1 assistance under secs. 310 - 420 of this chapter who does not report
2 to the department a change in his status which affects his eligibility
3 or the amount of payment for which he is eligible, within 10 days of
4 that change, is guilty of a misdemeanor and upon conviction is subject
5 to the penalties set out in sec. 405 of this chapter.

6 * Sec. 4. AS 47.25 is amended by adding a new section to read:

7 Sec. 47.25.405. OBTAINING ASSISTANCE BY FRAUD. A person is
8 guilty of a misdemeanor and upon conviction is punishable by a fine of
9 not more than \$1,000, or by imprisonment for not more than one year,
10 or by both, if he

11 (1) by statement, representation or impersonation which he
12 knows is false, or by another fraudulent device, obtains or attempts
13 to obtain or aids or abets a person to obtain, under secs. 310 - 420
14 of this chapter,

15 (A) assistance to which he is not entitled;

16 (B) greater assistance than he is entitled to; or

17 (C) payment of a forfeited grant or allowance;

18 (2) aids or abets in buying or otherwise disposing of the
19 property of the recipient of assistance for the purpose of avoiding
20 liability for the assistance granted under secs. 310 - 420 of this
21 chapter; or

22 (3) gives false or incorrect information, knowing it to be
23 false or incorrect, as part of the procedure to obtain assistance
24 under secs. 310 - 420 of this chapter, even if he does not actually
25 obtain or use the assistance.

26 * Sec. 5. AS 47.25 is amended by adding a new section to read:

27 Sec. 47.25.983. REPORTING CHANGE OF STATUS. A person receiving
28 assistance under secs. 975 - 990 of this chapter who does not report
29 to the department a change in his status which affects his eligibility

1 or the amount of payment for which he is eligible, within 10 days of
2 that change, is guilty of a misdemeanor and upon conviction is subject
3 to the penalties set out in sec. 985(b) of this chapter.

4 * Sec. 6. AS 47.25.985 is amended to read:

5 Sec. 47.25.985. PENALTIES. (a) A person is guilty of a mis-
6 demeanor if he:

7 (1) knowingly acquires, possesses, uses, alters or transfers
8 food coupons or authorization to purchase food coupons in violation of
9 secs. 975 - 980 of this chapter or the regulations adopted under sec.
10 980 of this chapter; [OR]

11 (2) presents food coupons or causes them to be presented
12 for payment or redemption knowing them to have been transferred, re-
13 ceived, altered or used in a manner violating secs. 975 - 980 of this
14 chapter or the regulations adopted under sec. 980 of this chapter; or

15 (3) gives false or incorrect information, knowing it to be
16 false or incorrect, as part of the procedure to obtain a food coupon,
17 even if he does not actually obtain or use the food coupon.

18 (b) Upon conviction he shall be fined not more than \$1,000
19 [\$500] or imprisoned for not more than one year [SIX MONTHS], or both.

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