

Original sponsor: Health, Education
and Social Services Committee by request

Offered: 5/9/75
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR 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 programs."

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

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

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

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

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

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

28 Sec. 47.25.403. REPORTING CHANGE OF STATUS. A person receiving
29 assistance under secs. 310 - 420 of this chapter who wilfully fails to

1 report to the department a change in his status which affects his
2 eligibility or the amount of payment for which he is eligible, within
3 10 days of that change, is guilty of a misdemeanor and upon conviction
4 is subject to the penalties set out in sec. 405 of this chapter.

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

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

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

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

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

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

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

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

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

26 Sec. 47.25.983. REPORTING CHANGE OF STATUS. A person receiving
27 assistance under secs. 975 - 990 of this chapter who wilfully fails to
28 report to the department a change in his status which affects his
29 eligibility or the amount of payment for which he is eligible, within 10

1 days of that change, is guilty of a misdemeanor and upon conviction is
2 subject to the penalties set out in sec. 985(b) of this chapter.

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

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

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

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

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

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