

# HOUSE BILL No. 5947

May 27, 2004, Introduced by Reps. Palmer, Sheen, Stahl and Hummel 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  
8 for not more than 4 years ~~—~~ or ~~by~~ a fine of not more than  
9 \$50,000.00, or both.

10       (2) This section does not apply to an individual who receives  
11 a single 1-time rebate from a pharmaceutical company or to a

1 health care corporation that provides information to its patient  
2 concerning a single 1-time rebate from a pharmaceutical company.