

**FRAUD POLICY & PROCEDURES**  
McLennan County Indigent Health Care Program

**General Provisions**

- I.a Indication of fraud: program violation consists of knowingly or recklessly committing any of the following actions:a
- a.a Making a false and/or misleading statementa
  - b.a Misrepresenting, concealing, or withholding factsa
  - c.a Violating any provision of the CIHCP Act, the CIHCP regulation or State Statutes relating to the use or acquisition of a CIHCP.a
- II.a Possible areas where fraud will be identified - Situations are varied in which an applicant or recipient might intentionally, knowingly, or recklessly withhold information or present false information to obtain assistance or benefits to which he/she is not entitled. Examples include, but may not be limited to:a
- a.a Information misrepresented or concealed at the time any of the McLennan County CIHCP forms are completed;a
  - b.a Information misrepresented at the time legal requirements (CIHCP Eligibility) are tested for initial certification or a recertification;a
  - c.a Information misrepresented concerning income or resources, composition of family group, county of residency, and a some element of need;a
  - d.a Information misrepresented to obtain prescribed drugs over the authorized limit;a
  - e.a Information misrepresented or concealed concerning incapacity;a
  - f.a Information misrepresented or concealed by a member of recipient's family, authorized representative, or any other individual(s) who assist recipient in obtaining medical services via CIHCP;a
  - g.a Use of fictitious names and/or sources of identification;a
  - h.a Misrepresentation on guardianship or custody of children in household and/or status for adults in the household,a including but not limited to military dependents status and alien sponsorship.a

**Procedure**

When the Indigent Health Care (IHC) staff has reason to believe that fraud may have occurred; the following procedures shall be followed:

- a.a The IHC staff shall investigate all cases of suspected fraud and shall collect and document evidence;a
- b.a The IHC staff shall contact the client who is suspected of fraud by sending a certified letter informing him/her of the withdrawal of eligibility and explaining the allegations and giving the client ten days to provide information disputing the allegations. If the client disputes the allegations, the client will be allowed to submit applicable supporting a document/verification for further consideration.a
- c.a The Director of Health Services will review the supporting documentation/verification. The Director will conduct a interviews if the Director deems it necessary. The Director will render a final decision.a

**A person who has been informed of their administrative ineligibility may appeal the decision in accordance with the McLennan County Health Services Department's Fair Hearing Guidelines.**

**Persons found to have misrepresented information in order to receive benefits, may be administratively ineligible to receive IHC benefits**

**Penalty for Fraud:**

**Standard Offenses: Standard offenses are those misrepresentations or concealments that do not involve forgery or alteration of IHC forms, or intentional coordination or conspiracy with a third party to provide false information.**

- 1<sup>st</sup> offense disqualification from IHC program for six months and any charges incurred are reimbursed to County in full
- 2<sup>nd</sup> offense disqualification from IHC program for 24 months and any charges incurred are reimbursed to County in full

**Subsequent offense permanent disqualification**

**Major Offense: Forgery or alteration of IHC forms, or intentional coordination or conspiracy with a third party to provide false information. Penalty is disqualification for five years and any charges incurred are reimbursed to County in full.**

**I hereby acknowledge, I have read and understand the above information stated in this document.**

## Addendum

### McLennan County Indigent Health Care Fraud Policy

Pursuant to McLennan County Indigent Health Care Fraud Policies individuals found to have misrepresented information are required to reimburse county for services received while ineligible for services.

Penalty for fraud is disqualification from program and reimbursement for services provided must be paid in full before application for assistance can be submitted.

Individuals may make arrangements for a payment plan.

- Payment must be in the form of money order
- Payment must be remitted to the McLennan County Treasurer by mail.

Arrangements regarding amount of payment and payment due dates will be arranged by McLennan County Health Services designee.

APPROVED BY COMMISSIONERS COURT  
THIS 15 DAY OF MARCH, 2016  
Scott M. Felt  
COUNTY JUDGE

FILED: MAR 15 2016

J.A. 'ANDY' MAHWELL, County Clerk  
McLennan County, Texas  
By Myrcetez Gowan DEPUTY