

# SENATE BILL No. 1284

June 2, 2004, Introduced by Senators KUIPERS, GOSCHKA, CROPSEY,  
HAMMERSTROM and BIRKHOLZ 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 for  
8 not more than 4 years, or by a fine of not more than \$50,000.00,  
9 or both.

10       (2) A rebate or discount from a drug manufacturer or  
11 distributor to a consumer for that consumer's use of a drug

1 manufactured or distributed by that drug manufacturer or  
2 distributor is not a violation of this section.