



STATE OF MARYLAND

DHMH

Office of Health Services
Medical Care Programs

Maryland Department of Health and Mental Hygiene

Larry Hogan, Governor - Boyd Rutherford, Lt. Governor - Van Mitchell, Secretary

**MARYLAND MEDICAL ASSISTANCE PROGRAM
Pharmacy Transmittal No. 203
November 5, 2015**

TO: Pharmacies

FROM: Athos Alexandrou, Director, Pharmacy Program

Susan J. Tucker, Executive Director, Office of Health Services

RE: Adherence to Criminal Law § 8-301 (b)

NOTE: Please ensure that appropriate staff members in your organization are informed of the contents of this transmittal

Effective October 1, 2015 the following Identity Fraud statute became law:

Criminal Law § 8-301 (b)

(b) A person may not knowingly, willfully, and with fraudulent intent possess, obtain, or help another to possess or obtain any personal identifying information of an individual, without the consent of the individual, in order to use, sell, or transfer the information to get a benefit, credit, good, service, or other thing of value or to access health information or health care.

This transmittal is to remind all Pharmacy providers that care must be taken to ensure that the actual provider and his/her National Provider Identifier (NPI) is included on the claim in the rendering position.

The following are some examples of **Identity Fraud**:

1. An individual knowingly submits health care claims to the Medicaid program in the name of a non-consenting individual. Ex. Incorrect name is intentionally listed as the rendering prescriber on the claim form. (Pharmacy intentionally or with reckless disregard chooses a name and NPI to put on the claim form that did not prescribe the drugs).
2. Provider intentionally submits a claim in the name of an individual who did not receive services.
3. Individual uses the Medicaid card of another to obtain health care benefits.

If you have any questions call, 1-800-492-5231, Option 3.