

Department of Human Services**Proposed Permanent Rules Relating to Modifying Medical Assistance Fraud, Theft, Abuse, and Error Investigations and Monetary Recovery****9505.2200 IDENTIFYING FRAUD, THEFT, ABUSE, OR ERROR.**

Subpart 1. **Department investigation.** The department shall investigate vendors ~~or recipients~~ to monitor compliance with program requirements for the purposes of identifying fraud, theft, abuse, or error in the administration of the programs. The department shall also investigate recipients to monitor compliance with program requirements for the purposes of identifying fraud, theft, or abuse in the administration of the programs.

[For text of subparts 2 to 5, see Minnesota Rules]

9505.2215 MONETARY RECOVERY.

Subpart 1. **Authority to seek monetary recovery.** The commissioner shall seek monetary recovery:

[For text of item A, see Minnesota Rules]

B. from a recipient, if payment for a health service provided under a program was the result of fraud, theft, or abuse, ~~or error~~ on the part of the recipient absent a showing that recovery would, in that particular case, be unreasonable or unfair.

[For text of subparts 2 and 3, see Minnesota Rules]