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Senate BILL NO. 254
 1
     INTRODUCED BY Policet
 2
      BY REQUEST OF THE DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES
 3
 5
      A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
      71-226, R.C.M. 1947, TREATING WELFARE FRAUD AS THEFT."
 7
      BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 8
 9
          Section 1. Section 71-226, R.C.M. 1947, is amended to
10
      read as follows:
11
          *71-226. Fraudulent acts. Whoever knowingly obtains,
      or attempts to obtain, or aids, or abets any person to
12
13
      obtain by means of willfully false statement or
14
      representation or by impersonation, or other fraudulent
15
      device, public assistance to which he is not entitled,
      assistance greater than that to which he is justly entitled;
16
17
      or whoever aids or abets in buying or in any way disposing
18
      of the property, either personal or real, of a recipient of
19
      assistance without the consent of the county department and
20
      with the intent to defeat the purposes of this act, shall be
21
      guilty of a-misdemeanor theft as provided in 94-6-302. In
22
      assessing---the---penaity---the---court---shall---take--into
      considerationy-among-other--factorsy--the--amount--of--money
23
24
      fraudulently-received."
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-End-

45th Legislature St 0254/02

Approved by Committee on Judiciary

1 SENATE BILL NO. 254 2 INTRODUCED BY ROBERTS BY REQUEST OF THE DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES 3 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 5 71-226, R.C.M. 1947, TREATING WELFARE FRAUD AS THEFT." 6 7 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 9 Section 1. Section 71-226, R.C.M. 1947, is amended to 10 read as follows: 11 *71-226. Fraudulent acts. Whoever knowingly obtains 12 or--attempts--to--obtainy--or-aidsy--or-abets-any-person-to 13 obtain by means of A willfully false statement or, 14 representations or by impersonations or other fraudulent 15 devicey public assistance to which he is not entitledy assistance-greater-than-that-to-which-he-is-justly-entitled; 16 17 or--whoever--aids-or-abets-in-buying-or-in-any-way-disposing 18 of-the-property--either-personal-or-realy-of-s-recipient--of 19 assistance--without-the-consent-of-the-county-department-and 20 with-the-intent-to-defeat-the-purposes-of-this-acty-shall-be 21 IS quilty of a-misdemeanor theft as provided in 94-6-304. In 22 assessing-the--penalty---the---court---shall---take---into 23 considerationy--among--other--factorsy--the--amount-of-money 24 fraudulently-received**

-End-

45th Legislature SB 0254/02

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