

MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 944

H. P. 672

House of Representatives, February 16, 1967

Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Hennessey of West Bath.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

**AN ACT Providing for Action in Aid to Dependent Children Cases Involving
Fraud.**

Be it enacted by the People of the State of Maine, as follows:

R. S., T. 22, §§ 3756, and 3757, additional. Title 22 of the Revised Statutes is amended by adding 2 new sections, 3756 and 3757, to read as follows:

§ 3756. Fraud in obtaining aid, civil recovery

Any sums paid to or in behalf of any person under sections 3741 to 3753, as a result of any false statement, misrepresentation or concealment of assets or income, may be recovered in a civil action brought by the department against the person to whom such money was paid.

§ 3757. Fraud in obtaining aid, criminal

Any person who by means of an intentionally false statement or misrepresentation or by impersonation or other fraudulent act or device, obtains, or attempts to obtain, or aids and abets any person to obtain, any monetary aid under sections 3741 to 3753, to which he is not entitled, shall be punished by a fine of not more than \$300 or imprisonment for not more than 11 months, or by both. When a grantee-relative, with whom any dependent child is living, is convicted of an offense under this section, the commissioner shall discontinue his aid if such action has not already been taken.

STATEMENT OF FACTS

There is no explicit statutory authority for bringing action for recoveries in Aid to Families with Dependent Children. The department's actions have been based on general statutes that were not specifically applicable to this program. The revision will make the AFDC statute consistent with a similar provision in the Aid to the Aged, Blind, and Disabled statutes.