**Section 119.130 Penalties**

a) Any person who takes any of the following actions is guilty of a Class 4 felony for the first offense and a Class 3 felony for each subsequent offense:

1) on behalf of an authorized pharmacy, files a fraudulent claim for payment; or

2) for compensation, prepares a claim for this program and knowingly enters false information on the claim for an applicant or a beneficiary; or

3) fraudulently files multiple claims; or

4) fraudulently states that a nondisabled person is disabled; or

5) fraudulently procures a card; or

6) fraudulently uses a card to obtain covered prescription drugs. (See 320 ILCS 25/9.)

b) *The Department*, in cooperation with the Department on Aging, will *recover from* any beneficiary or *authorized pharmacy any amount paid under this program on account of an erroneous or fraudulent claim, together with 6 percent interest per year.*

c) *A prosecution for violation of the provisions of the Act may be undertaken at any time within three years after the commission of that violation.* [320 ILCS 25/9]

(Source: Amended at 31 Ill. Reg. 5537, effective March 26, 2007)