

State of Arizona
House of Representatives
Fifty-second Legislature
First Regular Session
2015

House Engrossed
FILED
MICHELE REAGAN
SECRETARY OF STATE

CHAPTER 115

HOUSE BILL 2331

AN ACT

AMENDING SECTION 23-1028, ARIZONA REVISED STATUTES; RELATING TO WORKERS'
COMPENSATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 23-1028, Arizona Revised Statutes, is amended to
3 read:

4 23-1028. False statements or representations to obtain
5 compensation; forfeiture; classification; sworn
6 statement; definition

7 A. If in order to obtain any compensation, benefit or payment under
8 ~~the provisions of this chapter~~, either for himself or for another, any person
9 knowingly makes a false statement or representation, ~~such~~ THE person is
10 guilty of a class 6 felony, and, if the person is a claimant for
11 compensation, ~~benefit or payment~~, he THE CLAIMANT shall ~~in addition~~ ALSO
12 forfeit all right to ~~such~~ ANY FUTURE TEMPORARY OR PERMANENT DISABILITY
13 compensation, ~~benefit or payment~~ FOR THE CLAIM ON WHICH THE FALSE STATEMENT
14 OR REPRESENTATION WAS MADE after conviction of the offense. FORFEITURE
15 PURSUANT TO THIS SECTION DOES NOT TERMINATE ON ANY SUBSEQUENT DESIGNATION OF
16 THE OFFENSE AS A MISDEMEANOR.

17 B. Notwithstanding section 13-801, a sentence to pay a fine for a
18 violation of this section by a claimant or co-employee shall be a sentence to
19 pay an amount fixed by the court of not more than fifty thousand dollars.

20 C. Any person who commits a violation under this section is also
21 subject to the penalties prescribed in sections 20-466.02 and 20-466.04.

22 D. A CLAIMANT FOR COMPENSATION SHALL PERSONALLY SIGN ANY MONTHLY OR
23 ANNUAL INCOME STATUS REPORT THAT REQUESTS THE CLAIMANT TO REPORT EMPLOYMENT
24 STATUS OR EARNINGS TO THE INSURANCE CARRIER OR SELF-INSURED EMPLOYER,
25 INCLUDING THE ANNUAL REPORT OF EARNINGS PURSUANT TO SECTION 23-1047. THE
26 REPORTING DOCUMENT SHALL CONTAIN THE FOLLOWING STATEMENT:

27 ANY PERSON WHO KNOWINGLY MAKES A FALSE STATEMENT OR
28 REPRESENTATION TO OBTAIN ANY COMPENSATION, BENEFIT OR PAYMENT IS
29 GUILTY OF A CLASS 6 FELONY AND IS SUBJECT TO UP TO ONE AND
30 ONE-HALF YEARS IN PRISON, A FIFTY THOUSAND DOLLAR FINE AND
31 FORFEITURE OF BENEFITS. BY MY SIGNATURE BELOW, I AM APPLYING
32 FOR ALL BENEFITS TO WHICH I MAY BE ENTITLED AND I SWEAR THAT THE
33 STATEMENTS MADE ON THIS APPLICATION ARE TRUE, CORRECT AND
34 COMPLETE TO THE BEST OF MY KNOWLEDGE.

35 ~~D.~~ E. For the purposes of this section, "statement" includes any
36 notice, proof of injury, bill for services, payment for services, hospital or
37 doctor records, x-rays, test reports, medical or legal expenses, or other
38 evidence of loss or injury, or other expense or payment.

APPROVED BY THE GOVERNOR MARCH 30, 2015.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 31, 2015.

Passed the House February 17, 2015

Passed the Senate March 24, 2015

by the following vote: 58 Ayes,

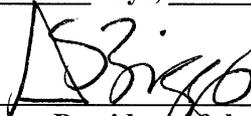
by the following vote: 38 Ayes,

0 Nays, 2 Not Voting

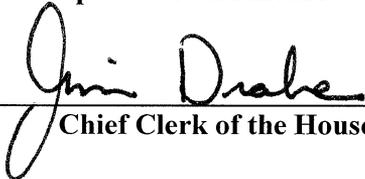
0 Nays, 2 Not Voting

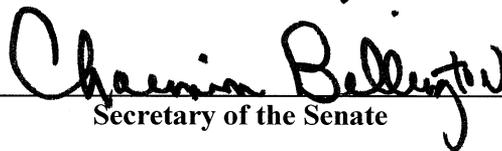


Speaker of the House



President of the Senate


Chief Clerk of the House

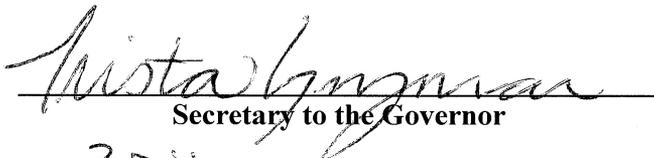

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

25th day of March, 2015

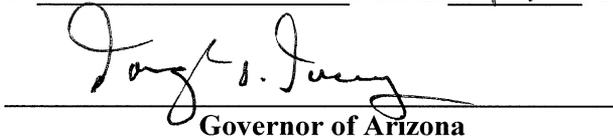
at 3:31 o'clock P. M.


Secretary to the Governor

Approved this 30th day of

March

at 12:56 o'clock P. M.


Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 31st day of March, 2015

at 10:00 o'clock A. M.


Secretary of State

H.B. 2331