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**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

GORDON J. MACDONALD
ATTORNEY GENERAL



JANE E. YOUNG
DEPUTY ATTORNEY GENERAL

December 23, 2019

His Excellency, Governor Christopher T. Sununu
and the Honorable Council
State House
Concord, NH 03301

Your Excellency and Members of the Council:

REQUESTED ACTION

Authorize the Department of Justice to **retroactively** pay organizational dues to the National Association of Medicaid Fraud Control Units, vendor number 170397, Washington, D.C., in the amount of \$7,719 for the Medicaid Fraud Control Unit's (MFCU) Annual Dues for the period of January 1, 2020 through December 31, 2020 upon approval of the Governor and Executive Council through December 31, 2020. 75% Federal Funds, 15% General Funds, 10% Agency Income.

Funding is available as follows:

02-20-20-200510-2615	<u>FY 2020</u>
Medicaid Fraud Control Unit	
026-500251, Organizational Dues	\$7,719

EXPLANATION

This item request is **retroactive** because the invoice was not received by this office from the National Association of Medicaid Fraud Control Units for timely consideration by Governor and Council prior to the December 18, 2019 meeting.

Congress enacted the Medicaid program in 1965. New Hampshire's Medicaid Fraud Control Unit has been operating since 1984. The Unit has statewide jurisdiction to investigate and prosecute fraud and abuse practices in the State of New Hampshire and receives 75% federal funding for its operations. New Hampshire is a member of the National Association of Medicaid Fraud Control Units (NAMFCU) headquartered in Washington, DC. The nation's 52 Medicaid Fraud Control Units are organized under the umbrella of NAMFCU. As a condition of

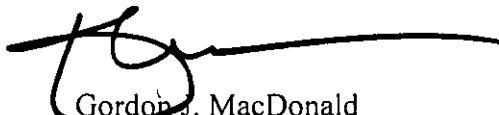
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membership, each state is required to pay annual organizational dues. The dues are calculated based on the amount of federal funds that New Hampshire MFCU receives. Because New Hampshire's federal funding is between \$500,000 and \$1,000,000, NAMFCU dues are calculated to be \$7,719.

Attached please find the standard questions and answers required for organizational dues and memberships.

Please let me know if you have any questions concerning this request. Your consideration is greatly appreciated.

Respectfully submitted,



Gordon J. MacDonald
Attorney General

#2596313

Standard questions required for Governor and Council for organization dues and membership approval submissions:

1. *How long has this organization been in existence and how long has this agency been a member of this organization?*
The National Association of Medicaid Fraud Control Units (NAMFCU) has been in existence since 1965. The Department of Justice has belonged to this organization since 1984, when the NH DOJ Medicaid Fraud Control Unit was established.
2. *Is there any other organization which provides the same or similar benefits which your agency belongs to?*
The Medicaid Fraud Control Unit does not belong to another organization providing the same or similar benefits.
3. *How many other states belong to this organization and is your agency the sole New Hampshire state agency that is a member?*
This organization is made up of 49 states and the District of Columbia. The NH MFCU is the sole State Agency in New Hampshire belonging to this organization.
4. *How is the dues structure established?*
NAMFCU determines the dues amount based on the amount of federal funds that each state MFCU receives.
5. *What benefit does the state receive from participating in this membership?*
NAMFCU provides investigative and administrative training for MFCU staff. It helps the State respond to emerging issues by pooling resources and facilitating interstate cooperation on legal and enforcement issues. It plays a key role in facilitating multi-state actions and multi-state settlements.
6. *Are training or educational/research materials included in the membership? If so, is the cost included.*
Yes, training and educational/research materials are included in the membership. Some training is reimbursed.
7. *Is the membership required to receive any federal grants or required in order to receive or participate in licensing or certification exams?*
Yes.
8. *Is there any travel included with this membership fee? Explain in detail any travel to include the number of employees involved, the number of trips, destination if known and purposes of membership supported trips.*
No travel is included in the membership fee. NAMFCU pays for limited travel expenses for MFCU staff to attend trainings, the funds come from multi-state litigation. All

members of the MFCU are required to attend trainings as part of the federal grant, which covers 75% of the costs.

9. *Which state agency employees are directly involved with this organization? (Indicate if they are members, voting members, committee members and or officers of the organization).*

Assistant Attorney General Thomas Worboys is currently the Director of the NH Medicaid Fraud Control Unit and is New Hampshire's representative with NAMFCU.

10. *Explain in detail any negative impact to the State if the Agency did not belong to this organization.*

- NH would forfeit the opportunity to involve itself in the multi-state litigation, and recover significant funds for the state Medicaid program.
- NH would lose the benefit of a centralized resource for information and assistance on major state and federal emerging issues.



**NATIONAL ASSOCIATION
OF
MEDICAID FRAUD CONTROL UNITS**

1850 M Street NW 12th Floor • Washington, DC 20036

Executive Director
Barbara L. Zelner

President
David Tanay
Director, Michigan MFCU

Vice-President
Matthew Whitmire
Director, Indiana MFCU

November 15, 2019

Sean P. Gill, Director, MFCU
Medicaid Fraud Control Unit of New Hampshire
Office of the Attorney General
33 Capitol Street
Concord, NH 03301-6397

INVOICE #NH-2020

Medicaid Fraud Annual Dues: January 1, 2020 – December 31, 2020.

Total Due: \$7,719

NAMFCU
Dues Schedule FY 2020

Federal Funding	MFCUs	Federal Funding FY 2020	Dues FY2020
			3%
60 - 70 MM			56,650
50 - 60 MM			53,560
40 - 50 MM	New York	45,053,932	48,668
	California	42,322,852	48,668
30 - 40 MM			46,239
20 - 30 MM			43,607
10 - 20 MM	Texas	19,483,528	41,225
	Florida	19,385,552	41,225
	Ohio	13,366,688	41,225
	Virginia	11,204,484	41,225
8 - 10 MM	Pennsylvania	9,536,968	30,537
	Tennessee	8,607,040	30,537
	Illinois	8,497,308	30,537
6 - 8 MM	Washington	6,852,280	25,280
	Louisiana	6,780,808	25,280
	Indiana	6,177,384	25,280
	North Carolina	6,160,252	25,280
4 - 6 MM	Michigan	4,895,964	20,024
	Massachusetts	4,874,404	20,024
	Maryland	4,315,392	20,024
	Georgia	4,238,940	20,024
	Kentucky	4,170,376	20,024
2 - 4 MM	New Jersey	3,772,736	16,480
	Arizona	3,588,552	16,480
	Mississippi	3,290,100	16,480
	Minnesota	3,160,620	16,480
	District of Columbia	3,043,512	16,480
	Missouri	2,684,640	16,480
	Oregon	2,610,992	16,480
	New Mexico	2,400,360	16,480
	Colorado	2,364,228	16,480
	Oklahoma	2,317,412	16,480
	Arkansas	2,257,392	16,480
	Nevada	2,156,940	16,480
	Connecticut	2,021,628	16,480
1 - 2 MM	Utah	1,987,332	14,130
	Delaware	1,903,180	14,130
	Hawaii	1,884,364	14,130
	Kansas	1,567,756	14,130
	Alaska	1,535,040	14,130
	West Virginia	1,515,192	14,130
	South Carolina	1,478,492	14,130
	Wisconsin	1,408,476	14,130
	Alabama	1,250,200	14,130
	Puerto Rico	1,228,732	14,130
	Maine	1,137,868	14,130
	Iowa	1,044,176	14,130
	Nebraska	1,043,700	14,130
500K - 1 MM	Vermont	999,576	7,719
	Rhode Island	985,152	7,719
	New Hampshire	855,236	7,719
	North Dakota	761,804	7,719
	Idaho	754,580	7,719
	Montana	744,180	7,719
200K-500K	Virgin Islands	450,000	3,102
	South Dakota	398,660	3,102
	Wyoming	383,872	3,102

\$ 286,910,832 \$ 1,008,637