

**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 9, 2020

His Excellency, Governor Christopher T. Sununu
and the Honorable Council
State House
Concord, New Hampshire 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, 2021 through December 31, 2021 upon approval of the Governor and Executive Council through December 31, 2021. 75% Federal Funds, 15% General Funds, 10% Agency Income.

Funding is available as follows:

02-20-20-200510-2615	<u>FY 2021</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, 2020 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 53 Medicaid Fraud Control Units are organized under the umbrella of NAMFCU. As a condition of

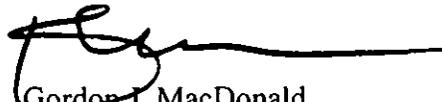
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membership, each state is required to pay annual organizational dues. The dues are calculated based on the amount of federal funds that New Hampshire MFCU receives. Because New Hampshire's federal funding is between \$500,000 and \$1,000,000, NAMFCU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

#2972112

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 all 50 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
Matthew Whitmire
Director, Indiana MFCU

Vice-President
Matthew Whitmire
Director, Washington MFCU

November 30, 2020

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-2021

Medicaid Fraud Annual Dues: January 1, 2021 – December 31, 2021. Please contact Aicha Bach (finance@naag.org) if your office prefers to wire the funds instead of mailing a check. Credit card payments are currently not being accepted.

Total Due: \$7,719

NAMFCU
Dues Schedule FY2021

Federal Funding	MFCUs	Federal Funding FY 2020	Dues FY2021
			0%
60 - 70 MM			56,650
50 - 60 MM			53,560
40 - 50 MM	California	41,264,032	48,668
	New York	40,060,324	48,668
30 - 40 MM			46,239
20 - 30 MM			43,607
10 - 20 MM	Florida	19,747,136	41,225
	Texas	19,592,268	41,225
	Ohio	13,561,584	41,225
	Virginia	11,197,616	41,225
	Pennsylvania	10,382,940	41,225
8 - 10 MM	Illinois	8,922,172	30,537
6 - 8 MM	Washington	7,806,400	25,280
	Louisiana	7,099,212	25,280
	Tennessee	6,862,936	25,280
	North Carolina	6,348,028	25,280
	Indiana	6,138,232	25,280
4 - 6 MM	Michigan	5,025,536	20,024
	Massachusetts	4,983,604	20,024
	Kentucky	4,446,900	20,024
	Maryland	4,377,028	20,024
	Georgia	4,144,792	20,024
2 - 4 MM	New Jersey	3,843,012	16,480
	Arizona	3,828,172	16,480
	Minnesota	3,651,076	16,480
	Mississippi	3,425,220	16,480
	District of Columbia	3,054,660	16,480
	New Mexico	2,826,276	16,480
	Missouri	2,818,808	16,480
	Oregon	2,709,948	16,480
	Oklahoma	2,537,972	16,480
	Colorado	2,413,868	16,480
	Kansas	2,393,844	16,480
	Arkansas	2,376,408	16,480
	Nevada	2,250,444	16,480
	Connecticut	2,122,128	16,480
1 - 2 MM	Utah	1,959,236	14,130
	Delaware	1,940,724	14,130
	Hawaii	1,828,792	14,130
	West Virginia	1,741,964	14,130

	Alaska	1,646,756	14,130
	Wisconsin	1,591,812	14,130
	South Carolina	1,543,372	14,130
	Alabama	1,269,308	14,130
	Puerto Rico	1,228,468	14,130
	Maine	1,103,744	14,130
	Nebraska	1,077,000	14,130
	Iowa	1,046,576	14,130
	Vermont	1,041,816	14,130
500K - 1 MM	Rhode Island	994,320	7,719
	New Hampshire	885,364	7,719
	Idaho	789,836	7,719
	North Dakota	770,300	7,719
	Montana	731,972	7,719
200K-500K	Virgin Islands	500,000	3,102
	South Dakota	426,184	3,102
	Wyoming	344,536	3,102
		\$ 286,674,656	\$ 1,022,829