

**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOHN M. FORMELLA
ATTORNEY GENERAL



JAMES T. BOFFETTI
DEPUTY ATTORNEY GENERAL

November 15, 2022

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 pay organizational dues to the National Association of Medicaid Fraud Control Units, Washington, D.C., (Vendor Number 170397), in the amount of \$8,190 for the Medicaid Fraud Control Unit's (MFCU) Annual Dues for the period of January 1, 2023 through December 31, 2023 upon approval of the Governor and Executive Council through December 31, 2023. 75% Federal Funds, 15% General Funds, 10% Agency Income.

Funding is available as follows:

02-20-20-200510-2615	<u>FY 2023</u>
Medicaid Fraud Control Unit	
026-500251, Organizational Dues	\$8,190

EXPLANATION

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 membership, each unit 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 \$8,190.

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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,



John M. Formella
Attorney General

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, Puerto Rico, the District of Columbia, and the Virgin Islands. 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).*
Senior 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
Toby Unger
Director, Massachusetts MFCU

Vice-President
David Tanay
Director, Michigan MFCU

November 8, 2022

Thomas Worboys, Director, MFCU
Medicaid Fraud Control Unit of New Hampshire
Office of the Attorney General
33 Capitol St
Concord, NH 03301-6397

INVOICE #NH-2023

Medicaid Fraud Annual Dues: January 1, 2023 – December 31, 2023. Please contact Aicha Bah (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: \$8,190

NAMFCU
Dues Schedule FY2022 - FY2023

Federal Funding	MFCUs	Federal Funding FY 2023	Dues FY2023
			3%
60 - 70 MM			60,101
50 - 60 MM	California	53,792,132	56,822
40 - 50 MM	New York	49,288,452	51,632
30 - 40 MM			49,055
20 - 30 MM	Florida	22,664,556	46,262
	Texas	20,944,200	46,262
10 - 20 MM	Ohio	14,858,772	43,736
	Virginia	13,158,488	43,736
8 - 10 MM	Pennsylvania	9,781,180	32,397
	Washington	8,606,556	32,397
	Louisiana	8,025,080	32,397
	Illinois	8,007,764	32,397
6 - 8 MM	New Jersey	7,063,984	26,819
	Tennessee	6,927,548	26,819
	North Carolina	6,602,768	26,819
	Indiana	6,511,948	26,819
4 - 6 MM	Massachusetts	5,542,936	21,244
	Michigan	5,196,188	21,244
	Arizona	4,980,596	21,244
	Maryland	4,908,456	21,244
	Kentucky	4,750,000	21,244
	Georgia	4,718,240	21,244
2 - 4 MM	Minnesota	3,854,024	17,483
	Mississippi	3,740,592	17,483
	District of Columbia	3,481,428	17,483
	Oklahoma	3,286,376	17,483
	Colorado	3,186,432	17,483
	Oregon	3,126,328	17,483
	New Mexico	3,039,468	17,483
	Missouri	2,950,428	17,483
	Utah	2,825,860	17,483
	Arkansas	2,751,612	17,483
	Connecticut	2,499,564	17,483
	Nevada	2,394,428	17,483
	South Carolina	2,318,568	17,483
	Kansas	2,307,236	17,483
	West Virginia	2,204,588	17,483
1 - 2 MM	Hawaii	1,915,296	14,991
	Delaware	1,866,664	14,991
	Alaska	1,785,560	14,991
	Wisconsin	1,682,444	14,991
	Alabama	1,465,464	14,991
	Maine	1,176,316	14,991
	Nebraska	1,156,500	14,991

	Vermont	1,127,472	14,991
	Rhode Island	1,048,888	14,991
	Idaho	1,033,824	14,991
500K - 1 MM	Iowa	969,004	8,190
	Puerto Rico	926,468	8,190
	New Hampshire	921,268	8,190
	Montana	828,160	8,190
	North Dakota	812,336	8,190
	South Dakota	580,672	8,190
200K-500K	Virgin Islands	500,000	3,291
	Wyoming	371,048	3,291
		\$ 330,464,160	\$1,120,655