

# Report to the Medicaid and Public Assistance Fraud Oversight Task Force

**Fourth Quarter – Fiscal Year 2003**  
**06/01/03 – 08/31/03**

## 1. Number of fraud referrals to HHSC and origin of each referral?

During the fourth quarter of the fiscal year 2003, the Texas Health and Human Services Commission's Office of Investigations and Enforcement received a total of **191** referrals of potential Medicaid fraud and/or abuse. The referral sources and number of potential cases breakdowns as follows:

Referral Source	Total Received
Anonymous	4
Assistant US Attorney	1
Office of the Attorney General's Medicaid Fraud Control Unit (MFCU)	5
Board of Dental Examiners	5
Board of Licensed Vocational Nurse Examiners	36
Board of Medical Examiners	5
Board of Nurse Examiners	16
Board of Pharmacy	1
Texas Department of Human Services (DHS)	4
Texas Department of Human Services (DHS) Long Term Care	3
Health and Human Services/Office Inspector General	6
Heritage Pharmacy Audit	6
HHSC Medicaid/Chip Division	1
HHSC-MPI-OIE Self-initiated (MPI)	6
HHSC-Hot-line	1
Mental Health Mental Retardation (MHMR)	1
National Heritage Insurance Company (NHIC)	1
Parent or Guardian	5
Provider	4
Public	7
Recipient	3
Star Plus Managed Care Division	1
Evercare Star Plus	1
Superior Health Plans	1
State Dental Director	2
State Legislator	1
State Medicaid Office	4
Surveillance, Utilization, Review System (SURS)	50
Texas Department of Health	6
Federal Qui Tam	1
Texas Rehab Commission	1
Vendor Drug	2
<b>Total Cases Received:</b>	<b>191</b>

# Report to the Medicaid and Public Assistance Fraud Oversight Task Force

## Fourth Quarter – Fiscal Year 2003

06/01/03 – 08/31/03

### 2. Time spent investigating each case?

The Health and Human Services Commission's Office of Investigations and Enforcement closed **156** cases for the fourth quarter in fiscal year 2003. The average amount of staff time spent on each of these investigations was **1,321,25** hours.

### 3. Number of cases investigated each month, by program and region?

#### June 2003

During the month of June, the Texas Health and Human Services Commission's Office of Investigations and Enforcement closed **96** investigations on Medicaid fraud and/or abuse cases. Of these cases **42** were within the Acute Care program, **2** were within the Vendor Drug program, **43** were within the Long Term Care program, and **9** were within the Individual/Other program. The program areas affected are as follows:

Acute Care Program	Region	County	# Cases Per Region
Chiropractor	Region 3	Dallas	1
Dental Group	Region 6	Harris	1
Dental Group	Region 7	Brazos	2
Dentist	Region 7	Brazos	1
Home Health DME	Region 7	Hill	1
Home Health DME	Region 8	Bexar	1
Hospital	Region 5	Angelina	1
Hospital	Region 6	Harris	1
Licensed Professional Counselor	Region 6	Harris	1
Orthodontist	Region 7	Travis	1
Physician	Region 1	Lubbock	1
Physician	Region 11	Cameron	1
Physician	Region 11	Hidalgo	2
Physician	Region 11	Jim Wells	1
Physician	Region 11	Nueces	1
Physician	Region 3	Dallas	2
Physician	Region 3	Hunt	1
Physician	Region 3	Kaufman	1
Physician	Region 3	Palo Pinto	1
Physician	Region 4	Gregg	1
Physician	Region 5	Jasper	1
Physician	Region 5	Jefferson	1
Physician	Region 6	Harris	4
Physician	Region 6	Montgomery	1

## Report to the Medicaid and Public Assistance Fraud Oversight Task Force

**Fourth Quarter – Fiscal Year 2003**

**06/01/03 – 08/31/03**

Acute Care Program	Region	County	# Cases Per Region
Physician	Region 7	Bell	1
Physician	Region 7	McLennan	1
Physician	Region 7	Travis	1
Physician	Region 8	Bexar	2
Physician	Region 9	Menard	1
Physician Group	Region 3	Dallas	1
Physician Group	Region 6	Harris	1
Physician Group	Region 8	Bexar	1
Psychologist	Region 6	Harris	1
Psychologist	Region 8	Bexar	1
Rehabilitation Center	Region 8	Bexar	1
<b>TOTAL</b>			<b>42</b>

Vendor Drug Program	Region	County	# Cases Per County
Pharmacist	Region 6	Harris	1
Pharmacy	Region 6	Harris	1
<b>TOTAL</b>			<b>2</b>

Long Term Care Program	Region	County	# Cases Per Region
Long Term Care Facility	Region 8	Bexar	1
Licensed Vocational Nurse	Ohio	NA	1
Licensed Vocational Nurse	Region 1	Lubbock	1
Licensed Vocational Nurse	Region 1	Swisher	1
Licensed Vocational Nurse	Region 2	Taylor	1
Licensed Vocational Nurse	Region 3	Grayson	1
Licensed Vocational Nurse	Region 4	Lamar	1
Licensed Vocational Nurse	Region 5	Tyler	1
Licensed Vocational Nurse	Region 8	Bexar	1
Licensed Vocational Nurse	Region 8	Victoria	1
Licensed Vocational Nurse	Region 9	Sterling	1
Licensed Vocational Nurse	Region 11	Aransas	1
Licensed Vocational Nurse	Region 11	San Patricio	1
Certified Nurse Aide	Region 9	Pecos	1
Nurse Practitioner	Region 5	Angelina	1
Nurse Practitioner	Region 5	Jefferson	1
Registered Nurse	Arizona	NA	2
Registered Nurse	Florida	NA	2

## Report to the Medicaid and Public Assistance Fraud Oversight Task Force

**Fourth Quarter – Fiscal Year 2003**

**06/01/03 – 08/31/03**

<b>Long Term Care Program</b>	<b>Region</b>	<b>County</b>	<b># Cases Per Region</b>
Registered Nurse	Georgia	NA	1
Registered Nurse	Kansas	NA	1
Registered Nurse	Missouri	NA	2
Registered Nurse	New Jersey	NA	1
Registered Nurse	Tennessee	NA	1
Registered Nurse	Washington	NA	1
Registered Nurse	Region 3	Collin	1
Registered Nurse	Region 3	Dallas	3
Registered Nurse	Region 3	Rockwall	1
Registered Nurse	Region 4	Lamar	1
Registered Nurse	Region 5	Hardin	1
Registered Nurse	Region 6	Harris	2
Registered Nurse	Region 6	Montgomery	1
Registered Nurse	Region 7	Travis	1
Registered Nurse	Region 8	Dallas	1
Registered Nurse	Region 8	Victoria	1
Registered Nurse	Region 9	Dawson	1
Registered Nurse	Region 11	Nueces	2
<b>TOTAL</b>			<b>43</b>

<b>Individual/Other Program</b>	<b>Region</b>	<b>County</b>	<b># Cases Per County</b>
Individual/Other	Florida	NA	1
Individual/Other	New Jersey	NA	1
Individual/Other	Region 3	Dallas	1
Individual/Other	Region 6	Austin	2
Individual/Other	Region 6	Harris	2
Individual/Other	Region 7	Travis	1
Individual/Other	Region 11	San Patricio	1
<b>TOTAL</b>			<b>9</b>

# Report to the Medicaid and Public Assistance Fraud Oversight Task Force

**Fourth Quarter – Fiscal Year 2003**

**06/01/03 – 08/31/03**

## July 2003

During the month of July, the Texas Health and Human Services Commission's Office of Investigations and Enforcement closed **17** investigations on Medicaid fraud and/or abuse cases. Of these cases **15** were within the Acute Care program, **1** was within the Long Term Care program, and **1** was within the Individual/Other program. The program areas affected are as follows:

<b>Acute Care Program</b>	<b>Region</b>	<b>County</b>	<b># Cases Per Region</b>
Chiropractor	Region 3	Rockwall	1
Home Health DME	Region 2	Wichita	1
Licensed Professional Counselor	Region 5	Angelina	1
Physician	Region 3	Dallas	1
Physician	Region 4	Hopkins	1
Physician	Region 5	Jefferson	1
Physician	Region 5	Orange	1
Physician	Region 6	Harris	1
Physician	Region 7	Brazos	1
Physician	Region 11	Hidalgo	4
Physician	Region 11	Webb	2
<b>TOTAL</b>			<b>15</b>

<b>Long Term Care Program</b>	<b>Region</b>	<b>County</b>	<b># Cases Per County</b>
Nurse Practitioner	Region 4/	Cherokee	1
<b>TOTAL</b>			<b>1</b>

<b>Other Program</b>	<b>Region</b>	<b>County</b>	<b># Cases Per County</b>
Individual/Other	Region 3	Ellis	1
<b>TOTAL</b>			<b>1</b>

## Report to the Medicaid and Public Assistance Fraud Oversight Task Force

**Fourth Quarter – Fiscal Year 2003**

**06/01/03 – 08/31/03**

### August 2003

During the month of July the Texas Health and Human Services Commission's Office of Investigations and Enforcement closed **43** investigations on Medicaid fraud and/or abuse cases. Of these cases, **29** were within the Acute Care program, **10** were within the Long Term Care program, and **4** were within the Individual/Other program. The program areas affected are as follows:

Acute Care Program	Region	County	# Cases Per Region
Ambulance Services	Region 4	Smith	1
Ambulance Services	Region 8	Bexar	1
Case Management	Region 3	Tarrant	1
Chiropractor	Region 2	Brown	1
Dentist	Region 1	Lubbock	1
Dentist	Region 4	Camp	2
Dentist	Region 6	Harris	1
Dentist	Region 8	Atascosa	1
Home Health Agency	Region 3	Tarrant	1
Home Health Agency	Region 7	Bell	2
Optometrist	Region 6	Harris	1
Personal Care Provider	Region 1	Potter	1
Physician	Region 1	Lubbock	1
Physician	Region 2	Taylor	1
Physician	Region 6	Harris	3
Physician	Region 8	Bexar	2
Physician	Region 8	Maverick	1
Physician	Region 10	El Paso	1
Physician	Region 11	Hidalgo	3
Physician Group	Region 7	Travis	1
Physician Group	Region 9	Tom Green	1
Radiation Treatment Center	Region 7	Travis	1
<b>TOTAL</b>			<b>29</b>

## Report to the Medicaid and Public Assistance Fraud Oversight Task Force

**Fourth Quarter – Fiscal Year 2003**

**06/01/03 – 08/31/03**

<b>Long Term Care Program</b>	<b>Region</b>	<b>County</b>	<b># Cases Per Region</b>
Long Term Care Facility	Region 1	Lamb	1
Long Term Care Facility	Region 8	Bexar	1
Certified Nurse Aide	Region 8	Bexar	1
Registered Nurse	Region 2	Nolan	1
Registered Nurse	Region 6	Harris	2
Registered Nurse	Region 6	Waller	1
Registered Nurse	Region 8	Kerr	1
Licensed Vocational Nurse	Region 3	Dallas	1
Licensed Vocational Nurse	Region 7	McLennan	1
<b>TOTAL</b>			<b>10</b>

<b>Individual/Other Program</b>	<b>Region</b>	<b>County</b>	<b># Cases Per County</b>
Individual/Other	Region 6	Harris	2
Individual/Other	Region 7	Bell	1
Individual/Other	Region 8	Wilson	1
<b>TOTAL</b>			<b>4</b>

#### **4. Dollar value of each fraud case that results in a criminal conviction.**

During the fourth quarter of fiscal year 2003, there were no fraud cases that resulted in a criminal conviction. There were **65** cases referred to the Medicaid Fraud Control Unit (MFCU), Office of the Attorney General, for potential criminal prosecution. At this time, there is no projected dollar value.

**Report to the Medicaid and Public Assistance Fraud Oversight Task Force**

**Fourth Quarter – Fiscal Year 2003  
06/01/03 – 08/31/03**

**5. Number of cases the office rejected and reason for rejection by region?**

During the fourth quarter of fiscal year 2003, the Texas Health and Human Services Commission’s Office of Investigations and Enforcement rejected **15** cases for full-scale investigation. The determination of the viability of a full-scale investigation is based on a variety of factors, such as insufficient evidence, when each referral is in the preliminary investigative stage.

<b>Month</b>	<b>Number Rejected</b>	<b>Region</b>	<b>County</b>	<b>Rejection Reason</b>
<b>June 2003</b>	1	Region 8/	Bexar	Insufficient Evidence
	1	Region 3/	Dallas	Not Within Jurisdiction
	2	Region 6/	Austin	Not Within Jurisdiction
	1	Region 6/	Harris	Not Within Jurisdiction
	1	Region 7/	Travis	Not Within Jurisdiction
<b>August 2003</b>	1	Region 1/	Lubbock	Insufficient Evidence
	1	Region 4/	Smith	Insufficient Evidence
	2	Region 6/	Harris	Insufficient Evidence
	1	Region 7/	Bell	Insufficient Evidence
	1	Region 2/	Taylor	Not Cost Effective
	1	Region 6/	Harris	Not Cost Effective
	1	Region 11/	Hidalgo	Not Cost Effective
	1	Region 9/	Tom Green	Not Within Jurisdiction
<b>TOTAL</b>	<b>15</b>			