

KANSAS ATTORNEY GENERAL'S

**MEDICAID FRAUD
AND ABUSE DIVISION**

ANNUAL REPORT

2008-09

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The Medicaid Fraud and Abuse Division of the Kansas Attorney General's Office is the Medicaid Fraud Control Unit for the State of Kansas. (Kansas Statutes Annotated 21-3852). This annual report covers the reporting period of July 1, 2008, through June 30, 2009, and provides the information required by 42 C.F.R. § 1007.17. It is submitted in conjunction with the re-certification questionnaire requested by the Office of Inspector General.

HISTORY OF UNIT

The Unit was established pursuant to legislation enacted by the Kansas Legislature in 1995. The Unit operates under the statutory authority granted at Kansas Statutes Annotated 21-3846, et al. The Unit received certification in 1995 and has been granted recertification each year since. The Unit is a division within the Kansas Attorney General's Office.

Attorney General, Steve Six, upon taking his oath of office in January of 2008, has made protecting the State of Kansas and its citizens from fraud a top priority, and has also committed his entire staff to aggressively investigating and prosecuting fraud and abuse committed against the elderly.

During this past year, Attorney General Six supported enactment of a civil false claims act for the State of Kansas, modeled after the federal False Claims Act, albeit without the *qui tam* provisions. This new legislation will provide a tremendous new mechanism for the Unit to utilize in pursuing providers who commit fraud against the Kansas Medicaid program.

MISSION STATEMENT

The Medicaid Fraud and Abuse Division of the Kansas Attorney General's Office is dedicated to the identification, investigation and litigation of conduct involving health care provider fraud committed against the Kansas Medicaid program, as well as physical abuse or neglect, and financial exploitation of patients in residential care facilities.

COMPLIANCE WITH FEDERAL PERFORMANCE STANDARDS

The Unit is required to comply with specific performance standards outlined by the federal government. This Annual Report, along with the responses to the Recertification Questionnaire, will demonstrate that the Unit is in compliance with each of the Federal Performance Standards.

FUNDING

The Unit is funded 75% by the federal grant and 25% by State of Kansas matching funds. The total budget for FY2009 is \$1,340,521, which includes indirect costs.

A copy of the FY2009 budget for the Unit is included in Appendix A.

STAFFING

The Unit is staffed with a Deputy Attorney General, who serves as the Director of the Unit, two (2) Assistant Attorneys General, a Financial Analyst (formerly Auditor), two (2) Data Analysts, a Special Agent-In-Charge, four (4) Special Agents, a Nurse Investigator, an Office Manager/Legal Assistant; and, an Administrative Assistant (formerly Legal Secretary). The Unit has also employed a part-time Legal Intern, a student from the local law school.

During this past fiscal year a comprehensive analysis was completed of the staff of the Unit. This included a detailed review of the strengths and abilities of the various staff in an attempt to make sure we were getting the most out of each staff member. The result was that a number of the position titles were modified to better reflect the responsibilities of the position, and in a couple of circumstances, responsibilities were re-assigned.

Staff/Qualifications

The Director is a Deputy Attorney General, having worked for the Kansas Attorney General for more than eight (8) years and having more than five (5) years experience prosecuting white collar and other crimes. The Director is cross-designated as a Special Assistant United States Attorney, having actively participated or conducted at least three (3) federal fraud cases, two (2) of which resulted in convictions after a jury trial.

The Assistant Attorneys General have varied experience that make them vital to the Unit. One has a background in criminal prosecution, both white collar and violent crimes, while the other has a civil background and has developed into a outstanding prosecutor. One is presently cross-designated as a Special Assistant United States Attorney and the other is in the process of being cross-designated.

The Special Agent in Charge has extensive experience investigating all types of crime. Before joining the Unit he served as the Sheriff of Jackson County, Kansas on two separate occasions. He brings a wealth of knowledge and practical experience to the Unit.

The Special Agents are certified Law Enforcement Officers, with a combined total of over 75 years of experience between the four (4) of them, each possessing special skills that make them very valuable to the Unit. (This includes a new agent that has been hired and will join the Unit August 3, 2009).

The Nurse Investigator is a Registered Nurse, having been licensed as a nurse for more than 20 years. Prior to joining the Unit she was employed by the fiscal agent for the Kansas Medicaid Program for more than five (5) years.

The Unit has two (2) Analysts, a Data Analyst and a Financial Analyst, and also has a vacant Auditor/Analyst position. The Data Analyst has been involved as an analyst with the Medicaid program in one capacity or another for the better part of 30 years. She is currently working to become a Certified Fraud Examiner. The Financial Analyst does not possess the same amount of experience, but makes up for it in her determination and willingness to learn. Coming to the Unit with an accounting background, she has begun to develop the skills necessary for analyzing financial records and is planning to work towards becoming a Certified Fraud Examiner within the next two (2) years.

Finally, the Unit has two (2) support staff, an Office Manager/Legal Assistant and an Administrative Assistant. Our Legal Assistant has more than 15 years experience working as a supervisor, at one point supervising as many as 75 employees. She brings a wealth of knowledge of the criminal justice system and overall office procedures. The Administrative Assistant will also serve as our grant administrator in the upcoming reporting period. She has proven herself over and over in taking on new tasks and responsibilities and is a vital member to our team.

Organizational charts of the Unit, reflecting the changes set forth above, and of the Attorney General's Office are included in Appendix B.

TRAINING

The Unit has committed itself to providing each and every staff member with the opportunity to experience a wide variety of training targeted at educating them on the skills and techniques needed to understand and perform the duties related to their respective positions.

The current reporting period saw a significant effort to focus the training received by staff more specifically on the efforts and mission of the Unit. The addition of many new staff members over the past two years has really made this possible as we are seeking ways to evolve and improve the Unit. During the upcoming year it is anticipated that computer related training will be the focus, as the Unit prepares for the introduction of a new case management system and other programs designed to make the Unit more efficient.

A chart detailing all training received by the staff of the Unit is included in Appendix C.

PERFORMANCE AND PROJECTIONS

Performance by the Unit continues to improve, as is demonstrated by the statistics set forth below. As the Unit continues to adapt to changes that have been made, and make additional changes to the manner in which cases are handled, it is projected that the Unit will become much more efficient. The anticipated result is that the Unit will see improved statistics when compared to years past. At the same time, it is recognized that there will likely be a much higher number of referrals to the Unit, especially in light of the emphasis being placed on combating elder abuse, and the effort being made to create an awareness of what the Unit does.

42 C.F.R § 1007.17 INFORMATION

(a) The number of investigations initiated and the number completed or closed, categorized by type of provider are:

	Initiated Cases	Closed Cases
FRAUD		
1. Hospitals	0	0
2. Nursing Facility	0	0
3. Other Long Term Care	0	0
4. Substance Abuse Treatment Centers	1	0
5. Other Facilities	1	2
6. MD/DO	4	2
7. Dentists	0	3
8. Podiatrist	0	0
9. Optometrist/Optician	0	0
10. Counselor/Psychologist	1	1
11. Chiropractor	0	0

12. Other Practitioners	0	0
13. Pharmacy	1	3
14. Pharmaceutical Mfgr.	38*	2
15. DME	0	0
16. Lab	0	0
17. Transportation	5	8
18. Home Health Care Agency	6	4
19. Home Health Care Aides	28	35
20. All Nurses/PA/NP	2	1
21. Radiology	0	0
22. Other Medical Support	0	0
23. Managed Care	0	0
24. Medicaid Program Administration	0	0
25. Billing Company	1	2
26. Other Program Related	0	0
ABUSE & NEGLECT	0	0

27. Nursing Facility	2	2
28. Other Long Term Care	1	0
29. Registered/Licensed/Nurse/PA/NP	0	1
30. CNA	7	0
31. Home/Personal Care Aide	0	0
32. Other Abuse & Neglect	0	3
PATIENT FUNDS	0	0
33. Non-Direct Care	3	0
34. Registered/Licensed Nurse/PA/NP	0	0
35. CNA	0	0
36. Other Patient Funds	14	4
TOTAL	113	74

* 34 civil AWP cases were filed on behalf of the State of Kansas during this reporting period. The State has contracted with outside counsel to litigate these matters

(b) Current Case Activity

Open Cases as of 07/01/2008	125
Cases Initiated During Period	113
Less: Cases Closed/Completed	(74)
Open Cases as of 06/30/2009	164

Number of cases prosecuted or referred for prosecution:

- 28 Cases were filed/prosecuted by the Unit.**
- 2 Cases were referred for prosecution.**

Number of cases finally resolved and their outcomes:

- 11 Cases convicted by pleas of guilty or no contest.**
 - 1 Convictions resulted in incarceration of defendant**
 - 10 Convictions resulted in probation**
- 3 Case – Pretrial Diversion**
- 1 Cases resulted in acquittal.**

Number of cases investigated but not prosecuted or referred for prosecution because of insufficient evidence:

- 60 Cases were investigated and closed without prosecution**

(c) Number of complaints received regarding abuse and neglect of patients in health care facilities:

Every complaint received by the Kansas Department on Aging regarding abuse and neglect in healthcare facilities and from consumers or the public is reviewed. Those involving serious allegations, which warrant additional investigation, are staffed and an official investigation file is opened. There were 4279 complaints received by the Unit from Kansas Department on Aging.

The Unit reviews all cases referred to the Attorney General's Abuse, Neglect and Exploitation Unit (ANE) that meet grant requirements, and those referrals are considered for opening as a potential investigative file. There were 38 complaints received by the Unit from ANE.

The Unit received 47 referrals or abuse, neglect or exploitation from other agencies or from individuals.

Number of such complaints investigated by the Unit:

The Unit opened investigations in 4 cases that were referred by the Kansas Department on Aging.

The Unit opened investigations in 2 cases that were referred by the ANE unit.

The Unit opened 17 investigations based on referrals from other agencies or private referrals.

Number of such complaints referred by the Unit to other state agencies:

The Unit referred 6 complaints alleging abuse, neglect or exploitation to other state agencies.

(d) Number of recovery actions initiated by the Unit:

0 Recovery actions were initiated by the Unit.

Number of recovery actions referred to another agency:

11 Cases were referred to other agencies for recovery.

Total amount of overpayments identified by the Unit:

For this reporting period the Unit identified and referred to the Single State Medicaid Agency matters of apparent overpayments, leaving the determination of the amount up to the Single State Medicaid agency.

Total amount of overpayments actually collected by the Unit:

Global Cases:

\$17,661,293.15 (This number includes both the federal and state shares of global case settlements pursued in conjunction with the National Association of Medicaid Fraud Control Units, but does not include any penalties, attorneys fees or costs recovered in those settlements.)

Criminal Cases:

\$192,695.50 was ordered as restitution in criminal cases completed by the Unit in which a conviction was obtained. This amount will be collected by the Single State Medicaid Agency. (See (e) below).

Civil Cases:

\$0.00 was ordered as a result of civil judgments obtained by the Unit. However, the Kansas Civil False Claims Act was only in effect for approximately one (1) month during this reporting period.

- (e) **Number of recovery actions initiated by the Single State Medicaid Agency under its agreement with the Unit:**

The Unit has no way of independently tracking the number of actions initiated by the Single State Agency and must rely on the information provided to us by that agency.

For this reporting period, 155 recovery actions were reported as having been initiated by the Single State Medicaid Agency as administrative recoupments under its agreement with the Unit.

Total amount of overpayments actually collected by the Single State Medicaid Agency under this agreement:

The Unit has no way of independently tracking the overpayments actually collected by the Kansas Health Policy Authority, and must rely on the information provided to us by that agency. Pursuant to the MOU, the Single State Medicaid Agency prepares a quarterly report showing all overpayments collected on the criminal convictions obtained by the Unit.

For this reporting period, \$12,719.48 in overpayments were reported as having actually been collected by the Single State Medicaid Agency under its agreement with the Unit, pursuant to criminal convictions obtained by the Unit.

In addition, \$4,083,337.62 in overpayments were reported as having been recouped by the Single State Medicaid Agency under the administrative recoupment process.

- (f) **Projections for next 12 months:**

100	Fraud cases projected to be referred to the Unit
5,500	Abuse cases projected to be referred to the Unit
80	Investigations projected to be opened
20	Cases projected to be filed as criminal cases

20	Cases projected to be completed, obtaining a criminal conviction
5	Cases projected to be filed as civil false claims matters
2	Cases projected to finalized to civil judgment
85	Total cases projected to be closed

(g) Costs incurred by the Unit:

Total federal and state direct costs during this reporting period:

\$1,051,054.11

Total federal and state indirect costs during this reporting period:

\$110,200.34

Total Costs incurred by the Unit:

\$1,161,254.45

(h) Evaluation narrative of the Unit's performance during the period of time covered by this report:

This past year was a very good year for the Unit, both from a statistical standpoint and from a foundational standpoint. Statistically, and this is documented in the Performance and Projections section above, the Unit performed very well, especially considering the considerable amount of turnover that has occurred in the past two years. There are a few staff members that are still adjusting and fine tuning their expertise to the areas of Medicaid fraud and patient abuse; however, for the most part everyone has fit in really well and we continue to work to accomplish the mission of the Unit. Despite those growing pains, the Unit managed to post statistics that equaled or surpassed previous years. Foundationally, and this will be discussed in greater detail in paragraphs to follow, the Unit took some big steps this past year that will only serve to enhance the effectiveness of the Unit for years to come.

In working to become a more efficient Unit, the Director and the Special Agent in Charge (SAC) have spent considerable time trying to assess the Unit and determine alternative methods for working through the Unit's increasing caseload. It has become readily apparent that under the current conditions the Unit will never be able to adequately handle all of the cases that it receives in a year. To begin with, the Unit is receiving more referrals, from more sources. One thing that has become very evident is that there does not seem to be a shortfall of providers willing to commit fraud or abuse against their patients. At the same time, while the Unit is receiving more case referrals, a number of the referrals that are being received involve more complex issues. The result is that the cases require more resources and more time. This has made for a nice change of pace, but at the same time makes it difficult for the Unit to keep up with the large number of referrals coming in, thereby further exacerbating an already large problem.

Due to the increased caseload an effort undertaken was to rework the referral form used to refer new matters to the Unit. It was determined that if the Unit received better referrals at the outset, a lot of the cases could be better evaluated in the early stages. The new form, developed by the SAC, has been drafted in such a way that if all sections are completed, then the SAC can make an informed decision about the case earlier in the process. This may help the Unit to avoid wasting time on cases that turn out to have no merit. There is a realization that this will be an ongoing process. Therefore, we continue to explore methods and alternatives that might allow us to better manage an overwhelming caseload. This includes looking further at our process by which intakes are conducted, determining if there is a better way to weed out cases which will never reach attorneys' desks. Throughout this process we hope to develop a set of guidelines that can be used to guide the decision making process, at least with respects to most cases.

Along those lines, a project that was begun when the current Director took over in February of 2007 was finally completed. The Unit had operated under a Policies and Procedure Manual that dated back to the Attorney General that was in office when the Unit was first established. This past year the Unit's new "Standard Operating Guidelines" were completed and distributed to all staff members. Due to the large number of new staff that have been hired in the past two or three years, this was a very important task that desperately needed to be completed.

On the issue of staffing, as always seems to be the case, staffing became an issue this reporting period. While the Unit did gain another attorney, finally filling a position that had been budgeted and left vacant by the previous director, we also lost one of our agents to another division in the Attorney General's office. We were very fortunate to have been able to hire an investigator from the local police department who has more than 25 years experience as a law enforcement officer. He will begin his employment with the Unit on August 3, 2009. Another loss suffered by the Unit was received with both concern and a sense of relief. An individual that had been a member of the Unit for more than 10 years is no longer with the Unit. She was one of our Data Analysts responsible for handling all of our global case data requests and even serving on global case teams. She was also responsible for maintaining our case management system, and was our unofficial IT liaison. Needless to say, her departure creates a pretty large void in the Unit that will take considerable time and talent to fill. At the same time there has been a realization that this person served as a "thorn" in the sides of many in the Unit, and so with her departure the morale throughout the Unit has improved dramatically. Since her departure there has been a realization that many new avenues have been opened for those looking for new opportunities. This includes the chance to hire a qualified Auditor to fill the position. It has also provided opportunities for other members of the staff to step up and take on additional responsibilities that they might not have otherwise thought about. While it will create some immediate hurdles for the Unit to overcome, the ultimate gain to the Unit will be much greater. It is also giving us a chance to review our IT program and make some much needed changes that will only serve to make the Unit more efficient.

Legislatively, the Unit had a very successful year. During this past legislative session, members of the Unit played a key role in drafting Civil False Claims Act legislation for the State of Kansas and then testifying before both legislative chambers in favor of passage. After four (4) years of trying unsuccessfully to even get a hearing, this year the matter was taken up and passed unanimously in both houses. Unfortunately, in some respects, the final version did not contain *qui tam* provisions; however, this new act will provide the Unit with tremendous opportunities in the future. The Unit will no longer be limited to criminal sanctions. Now with this new legislation comes some new challenges. To begin with, the Unit will be hiring new staff that will be trained to handle civil matters. This in turn requires additional space and additional resources. Plans are being developed for this next year to allow for expansion of the Unit to accommodate the new staff that will be needed. It is an exciting, and somewhat frightening time for the Unit as we dive head first into the civil realm. Along that same line, the Unit has taken a prominent role in a large number of civil matters filed on behalf of the State of Kansas during this past year. Specifically, Kansas decided to file independent litigation against 34 drug manufacturers. This did require contracting with outside counsel; however, the Unit has been allowed to remain involved throughout the process and is currently assisting in the retrieval of data. It is another tremendous opportunity for growth of the Unit.

SIGNIFICANT CASE(S) FOR REPORTING PERIOD

United States v. Shelley Harding

This provider originally came to the Unit's attention in 2002. The original allegations were that A New Beginning, a community-based drug and alcohol abuse treatment provider, was billing Medicaid for services that were not provided. Specifically, she had clients that were being billed for treatment that was not received. During the course of preparing for a hearing in 2007, additional facts were uncovered that changed the direction of the case. The original case was dismissed and the investigation was reopened. From the subsequent investigation it was learned that Shelley Harding, d.b.a. A New Beginning billed and was paid by the Kansas Medicaid program for treatment services reportedly provided to 81 unique Medicaid beneficiaries that were each under the age of 12 at the time the treatment was reportedly provided. According to the federal Grand Jury Indictment handed down on March 5, 2008, Shelley Harding was charged with 81 counts of Health Care Fraud for billing for services between June of 2001 and February of 2006 that were not medically necessary, and quite simply were never provided. As a result of these false and fraudulent claims, A New Beginning billed and was paid in excess of \$3.76 million for these services. On the eve of trial, Harding pled guilty to one count of Health Care Fraud, agreeing to pay restitution to the government in the amount of \$3.76 million. Although it happened outside of this reporting period, Harding was sentenced on July 13, 2009, bringing this matter to a close. She was ordered to serve two (2) years in a federal penitentiary, followed by three (3) years supervised probation. She was also ordered to pay restitution to the Single State Medicaid Agency in the amount of \$3.76 million. A personal forfeiture money judgment in the amount of \$3.76 million was also ordered against Harding.

State of Kansas v. Christopher Conley

This provider originally came to the Unit's attention in 2003. It was alleged that Conley, while operating Gold Star Medical Transportation had billed the Kansas Medicaid Program for transportation services that were not provided, or were not provided for a medical purpose, in violation of Kansas law. It was determined through the analysis that Conley had even billed Medicaid for reportedly transporting a beneficiary that was dead at the time of the service.

After a lengthy investigation, agents from the Unit approached Conley regarding the allegations. Conley agreed to take part in an interview and eventually confessed to the allegations. Prior to the Unit's filing a criminal matter against Conley, he and his wife abandoned their children, leaving them with her parents, and fled the State of Kansas. Many efforts were undertaken to locate the Conleys over the next three (3) years, with no success. Finally, in 2007, after a posting was made by a regional crime fighting organization, a positive identification of Conley was made by a law enforcement officer in Phoenix, Arizona. After a short investigation by the local authorities, Conley was apprehended in Maricopa County, Arizona, and was ultimately charged and convicted of identity theft for taking the identity of a Wichita resident. After serving a one (1) year sentence, Conley was returned to Kansas on the arrest warrant issued in the case filed by the Unit in 2004. On October 29, 2008, Conley pled guilty to one (1) count of Making a False Claim to the Medicaid Program. He subsequently sentenced and placed on 24 months probation and ordered to pay restitution to the Medicaid program in the amount of \$141,365.52.

PUBLIC AWARENESS

The Unit is dedicated to providing education to Medicaid providers, health care providers, state workers, social workers, and the general public about the issues of health care fraud and abuse, neglect and exploitation that are occurring in our state and around the nation.

The Unit, again, teamed with the Attorney General's Consumer Protection Division to operate an informational booth at the Kansas State Fair. This provides for a great opportunity for members of our staff to meet with the public and answer questions about the Medicaid Fraud and Abuse Division and inform the public about our Unit. The Unit also teamed with the Consumer Protection Division to conduct some joint public awareness presentations. It was a chance for each of the divisions to work together to demonstrate the Attorney General's dedication to protecting the most vulnerable of its citizens. We look forward to continuing to develop this partnership within the agency as we strive to educate more, and more people about fraud and abuse.

A chart setting forth the presentations made by staff of the Unit is set forth in Appendix D.

PARTNERSHIPS AND OTHER RELATIONSHIPS

The Unit has long recognized the importance of working with other agencies in the pursuit of fraud and abuse matters. Throughout this reporting period the Unit has been open to, and has participated in many groups that focus on prevention of fraud and abuse of the elderly.

The Unit has a tremendous working relationship with many federal agencies. Of particular note is the work that has been accomplished with the United States Attorney's Office for the District of Kansas. The Unit has consistently been invited to participate in cases being initiated in federal court. In fact, this reporting period saw the completion of a case that was filed in federal court, by the Unit, with the assistance of the United States Attorney's Office. There are currently at least two cases that are being worked jointly with the United States Attorney's Office and/or the Department of Health and Human Services, Office of Inspector General, Office of Investigations. As the attorneys in the Unit become more familiar with the federal court system it is anticipated that more cases will be pursued in federal court. Moreover, as resources permit, the Unit will continue to seek out the assistance of the trained staff of HHS-OIG-OI, in pursuing fraud investigations.

In addition to working well with federal agencies, the Unit continues to pursue working relationships with the various state and local agencies. This has included becoming involved with a number of task forces. We have become members of the Topeka Coalition against Adult Abuse, which involves a number of local agencies, as well as the local prosecutor's office and law enforcement. The Unit also has members in the Kansas City Metro Health Care Fraud Working Group which is sponsored in part by the FBI.

The Unit continues to maintain a good working relationship with the Single State Medicaid Agency. For a number of years the Unit has participated in monthly meetings with the Single State Medicaid Agency and the fiscal agent. This has allowed us to maintain an open line of communication with each agency, thereby creating a better working relationship. Due to the increased reliance by the Single State Medicaid Agency on MCOs, the MCOs have been invited to send representatives to the monthly meetings. One benefit of this is that it has given the Unit an opportunity to communicate directly with the MCOs rather than having to rely on a third party. While this doesn't always resolve the issues, it does give us an opportunity to work directly with the MCOs in order to resolve the issues.

In an attempt to further communication between the participants in our monthly SURS meetings, we added a new wrinkle. Each month we try to schedule it so that one of the attendees has an opportunity to make a presentation to the group. The topic areas are left wide open. Some have opted to discuss their organizations, giving much needed information to the group. Others have chosen to use it to address specific areas of concern or interest. This has proved very beneficial as we have been able to learn some valuable information about the other participants. It has been an opportunity for members of the Unit to present ideas and recommendations to the group. For example, this past reporting period, the SAC created a new referral form that would provide the agents with more information necessary to determine whether a case was worthy of further investigation. At one of our monthly SURS meetings the SAC unveiled this new form and presented it to those in the group that send referrals to the Unit. This allowed the Unit to make a much needed change and provided a forum in which to discuss the changes. It has turned out to be very beneficial for all involved, providing information that might not have otherwise been shared. It is planned to continue these presentations throughout the upcoming reporting period, and encourage more exchanging of ideas.

ISSUES AND RECOMMENDATIONS

As with every year, despite all of the good, there are issues that can serve as a distraction, but also as an opportunity. This past year was no exception. The first of these, and probably most important, is the always increasing caseload. This cannot be an issue unique to Kansas, and is obviously an issue that is not going to disappear. As with every reporting period, as we reflect back, we recognize that the Unit could have easily employed more staff to aid in the investigation of the many fraud and abuse referrals that received throughout the year. The staff does a tremendous job with the time and resources they have, but many cases go uninvestigated due to a lack of manpower. The Unit continues to evaluate each case on a case-by-case basis, while attempting to prioritize the most important cases. Many times that means good cases simply do not get handled, despite a tremendous effort by staff. The greatest concern is that through the economic downturn there could be more fraud occurring, increasing our future caseload that much more.

Another disturbing trend is that of the Single State Medicaid Agency to move towards the utilization of Managed Care Organizations to handle certain areas of the program. It is understood that during these tough economic times, this is an alternative that is gaining in popularity, as many states are looking at these alternatives. The greatest issue faced during this reporting period is the inconsistencies this has caused. To begin with, the manuals that the MCOs are utilizing are not up to the same level as those of the Single State Medicaid Agency. When evaluating cases for potential litigation, this has created some problems as the manuals providers are relying on for guidance are not always at an adequate level. The other area of concern involves the claims process. Due to the reliance on the MCOs to handle the entire claims process, there is very little information available to the Unit through the fiscal agent. In order to obtain relevant data, the Unit must turn to the MCO handling the program in question and seek the data. Unfortunately, there has been no effort by the state to ensure that the MCO databases are compatible with the fiscal agent's database. In the event that a provider comes under suspicion and an investigation is opened, data has to be requested from the MCO and from the fiscal agent, for the period prior to the MCOs involvement. Failure by the Single State Medicaid Agency to require that the MCOs database fields correspond to the fiscal agent's database fields makes the process of auditing the data increasingly difficult. In an attempt to alleviate some of this the Unit has made suggestions to the Single State Medicaid Agency, including a simple requirement that the databases be compatible.

A couple of years ago an Inspector General's (IG) office was created by the Legislature. In those first two (2) years it has become apparent that this office has not been effective or met with the expectations of the Legislature. Based upon a report from a former IG, the Legislature dedicated a considerable amount of time to studying this office. Of particular interest is the possibility of moving the IG's office to another area within the government. Currently, the IG is located within the agency that houses the Single State Medicaid Agency, the Kansas Health Policy Authority (KHPA). The position, while "independent" still must report to the Executive Director of KHPA. Therein lies the problem. While completing an audit of the home health care program of KHPA, a number of concerns were discovered. Upon presenting the audit to KHPA, the IG met with resistance from the Director of the Single State Medicaid Agency and the Executive Director of KHPA. Making a long story short, the IG ended up resigning her position, and from the fallout arose the issue of placement of the IG. Consideration was given to placing the IG's office under the Legislature, and also with placing the position in the AG's office. Upon examining the matter, it became obvious that neither of these was a preferred option, nor was it ideal to leave the office in its current state. As a result, the matter was sent to a committee to be studied prior to the next legislative session. In the meantime, the IG's office has been relegated to performing work that has little or no bearing on the purpose for which it was created. This issue is sure to reappear next legislative session and will be one which the Unit will pay close attention to.

Finally, the other area of concern for the Unit has been in the area of statutory updates. In reviewing a number of statutes over the past two or three years, it became readily apparent that a number of the statutes that the Unit relies on to prosecute abuse, neglect and exploitation, require some attention. This became even more of an issue once the Unit was approached by the State's adult protection agency. The Unit was presented with a proposed legislative agenda that included some statutory changes that could impact the Unit, albeit indirectly. As a result, an effort is underway to work with the various agencies to develop a comprehensive package of statutory amendments and new legislation that would improve all of the statutes related to elder abuse, neglect and exploitation. The Unit was called upon for assistance due to the expertise the Unit has in this area of the law. It is anticipated that the Unit will have its recommendations completed prior to the end of the current federal fiscal year and that a comprehensive package will be introduced next legislative session that will ultimately provide an improved set of statutes which may be used by the Unit in its pursuit of justice.

APPENDIX A
OFFICE OF THE KANSAS ATTORNEY GENERAL
MEDICAID FRAUD AND ABUSE DIVISION
FY 2009 BUDGET

FY 2009
MFCU BUDGET REQUEST
(GRANT APPLICATION PACKAGE)

APPENDIX A
OFFICE OF THE KANSAS ATTORNEY GENERAL
MEDICAID FRAUD AND ABUSE DIVISION
FY 2009 BUDGET

OMB Number: 4040-0004
Expiration Date: 01/31/2009

Application for Federal Assistance SF-424	Version 02
9. Type of Applicant 1: Select Applicant Type: <input style="width: 95%;" type="text"/>	
Type of Applicant 2: Select Applicant Type: <input style="width: 95%;" type="text"/>	
Type of Applicant 3: Select Applicant Type: <input style="width: 95%;" type="text"/>	
* Other (specify): <input style="width: 80%;" type="text"/>	
* 10. Name of Federal Agency: INGMS Agency <input style="width: 95%;" type="text" value="Department of Health & Human Services/Office of Inspector General"/>	
11. Catalog of Federal Domestic Assistance Number: <input style="width: 20%;" type="text" value="93.775"/> CFDA Title: <input style="width: 95%;" type="text" value="State Medicaid Fraud Control Unit Grant Program"/>	
* 12. Funding Opportunity Number: IMBL-SF424FAMILY-ALLFORMS <input style="width: 20%;" type="text" value="93.775"/> * Title: IMBL-SF424Family-AIForms <input style="width: 95%;" type="text" value="State Medicaid Fraud Control Unit Grant Program"/>	
13. Competition Identification Number: <input style="width: 80%;" type="text" value="N/A"/> Title: <input style="width: 95%;" type="text"/>	
14. Areas Affected by Project (Cities, Counties, States, etc.): <input style="width: 95%;" type="text" value="Statewide"/>	
* 15. Descriptive Title of Applicant's Project: <input style="width: 95%;" type="text" value="Medicaid Fraud And Abuse Division to investigate and prosecute provider fraud and patient abuse in the Kansas Medicaid program."/>	
Attach supporting documents as specified in agency instructions. <input type="button" value="Add Attachments"/> <input type="button" value="Delete Attachments"/> <input type="button" value="View Attachments"/>	

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FY 2009 BUDGET

OMB Number: 4040-0004
Expiration Date: 01/31/2009

Application for Federal Assistance SF-424	Version 02
* Applicant Federal Debt Delinquency Explanation	
<small>The following field should contain an explanation if the Applicant organization is delinquent on any Federal Debt. Maximum number of characters that can be entered is 4,000. Try and avoid extra spaces and carriage returns to maximize the availability of space.</small>	

APPENDIX A
OFFICE OF THE KANSAS ATTORNEY GENERAL
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FY 2009 BUDGET

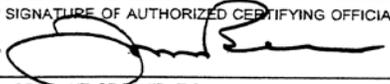
SECTION C - NON-FEDERAL RESOURCES					
(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS	
8. State Medicaid Fraud Control Unit	\$ 335130	\$	\$	\$ 335130	
9.					
10.					
11.					
12. TOTAL (sum of lines 8-11)	\$ 335130	\$	\$	\$ 335130	
SECTION D - FORECASTED CASH NEEDS					
	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$ 1005391	\$ 251348	\$ 251348	\$ 251348	\$ 251347
14. Non-Federal	\$ 335130	83783	83783	83783	83781
15. TOTAL (sum of lines 13 and 14)	\$ 1340521	\$ 335131	\$ 335131	\$ 335131	\$ 335128
SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT					
(a) Grant Program	FUTURE FUNDING PERIODS (Years)				
	(b) First	(c) Second	(d) Third	(e) Fourth	
16. State Medicaid Fraud Control Unit	\$ 1055661	\$ 1108444	\$ 1168867	\$ 1222060	
17.					
18.					
19.					
20. TOTAL (sum of lines 16 - 19)	\$ 1055661	\$ 1108444	\$ 1168867	\$ 1222060	
SECTION F - OTHER BUDGET INFORMATION					
21. Direct Charges:	A	22. Indirect Charges: Provisional; 719,493; 16.2%			A
23. Remarks:					A

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9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

<p>* SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL</p> 	<p>* TITLE</p> <p>Chris DePom</p>
<p>* APPLICANT ORGANIZATION</p> <p>Attorney General</p>	<p>* DATE SUBMITTED</p> <p>8.6.08</p>

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APPENDIX A
OFFICE OF THE KANSAS ATTORNEY GENERAL
MEDICAID FRAUD AND ABUSE DIVISION
FY 2009 BUDGET

ATTACHMENT - FRINGE BENEFITS

Part (A) For Benefits Determined as a Percentage of Salaries

<u>DESCRIPTION</u>	<u>PERCENTAGE OF SALARIES</u>
Life and AD and D Ins.	1.000 %
Workers Compensation	0.898 %
Retirement	6.970%
Personnel Comm.	0.500 %
Employment Security	0.130 %
FICA - Employers	7.650 %
Employees - FICA	
 TOTAL PART (A)	 17.148 %
	x \$719,493= <u>\$123,379</u>

Part (B) For Benefits Determined as a Dollar Amount Per Employee

\$ 186 for family coverage/mo. x 14 employees = \$ 2,604 per mo.
\$ 401 for single coverage/mo. x 14 employees = \$ 5,614 per mo.
TOTAL PART (B) \$ per mo. x 14 = \$115,052

TOTAL PART (A) + PART (B) = \$ 238,431

APPENDIX A
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OUT-OF-STATE

Meetings

1 no. of meetings per year per employee x 6 of affected employees x \$700.00 transportation cost per trip \$ 4,200.00

6 no. of trips per year x 5 days per trip \$125.00 per diem rate \$ 3,750.00

\$7,950.00

Training

1 no. of trips per year per employee x 13 of affected employees x \$700.00 transportation cost per trip \$ 9,100.00

13 no. of trips per year x 5 days per trip \$125.00 per diem rate \$ 8,125.00

\$17,225.00

Witness Associated Expenses

4 witnesses x 3 days per witness x \$150 per diem rate \$ 1,800.00

4 witnesses x \$700 transportation cost per witness \$ 2,800.00

Other \$ 0.00

\$ 4,600.00

OUT-OF-STATE SUBTOTAL

\$29,775.00

TOTAL INTRA-STATE & OUT-OF-STATE

\$87,615.00

APPENDIX A
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FY 2009 BUDGET

SUPPLIES

Provide components of supply cost, where practicable, such as postage, office consumables, etc. If another basis is used please explain.

1	Office Supplies	\$5,000.00
2	Postage and Freight	\$1,500.00
3	Printing	\$ 500.00
4	Investigation and Litigation Supplies	\$7,500.00
TOTAL		\$ 14,500.00

APPENDIX A
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MEDICAID FRAUD AND ABUSE DIVISION
FY 2009 BUDGET

OTHER

Provide listing and associated estimates of all other costs with appropriate clarification. This should include: utilities, advertising, maintenance and repairs, expert witness fees (other than travel), reference materials, miscellaneous court costs, etc.

1	Legal and Reference Materials	\$ 2,000.00
2	Membership Fees	\$ 8,000.00
3	Registration Fees	\$ 3,000.00
4	Litigation Expenses	\$ 7,500.00
5	Investigative Expenses	\$22,500.00
6	Equipment Maintenance and Repair	\$ 2,000.00
	TOTAL	\$45,000.00

APPENDIX A
OFFICE OF THE KANSAS ATTORNEY GENERAL
MEDICAID FRAUD AND ABUSE DIVISION
FY 2009 BUDGET

FEB. 22. 2008 9:56AM

PSC/DCA-CSFO 214 767 3264

NO. 5180 P. 3

STATE AND LOCAL RATE AGREEMENT

EIN #: 148602992515

DATE: February 11, 2008

DEPARTMENT/AGENCY:
 Kansas Office of Attorney General
 120 S.W. 10th Avenue
 2nd Floor
 Topeka

FILING REF.: The preceding
 Agreement was dated
 June 15, 2007

KS 66612-1597

The rates approved in this agreement are for use on grants, contracts and other agreements with the Federal Government, subject to the conditions in Section III.

SECTION I: INDIRECT COST RATES*

RATE TYPES: FIXED FINAL PROV. (PROVISIONAL) PRED. (PREDETERMINED)

TYPE	EFFECTIVE PERIOD		RATE (%)	LOCATIONS	APPLICABLE TO
	FROM	TO			
FINAL	07/01/06	06/30/07	16.3	On Site	All Programs
PROV.	07/01/07	06/30/08	16.3	On Site	All Programs
PROV.	07/01/08	UNTIL AMENDED	16.2	On Site	All Programs

*BASE: Direct salaries and wages including vacation, holiday, sick pay and other paid absences but excluding all other fringe benefits.

APPENDIX A
OFFICE OF THE KANSAS ATTORNEY GENERAL
MEDICAID FRAUD AND ABUSE DIVISION
FY 2009 BUDGET

FEB 22 2008 9:56AM

PSC/DCA-CSFO 214 767 3264

NO. 5180 E. 5

DEPARTMENT/AGENCY:
 Kansas Office of Attorney General

AGREEMENT DATE: February 11, 2008

SECTION III: GENERAL

A. LIMITATIONS:
 The rates in this Agreement are subject to any statutory or administrative limitations and apply to a given grant, contract or other agreement only to the extent that funds are available. Acceptance of the rates is subject to the following conditions:
 (1) Only costs incurred by the organization were included in its indirect cost pool as finally accepted; such costs are legal obligations of the organization and are allowable under the governing cost principles; (2) The same costs that have been treated as indirect costs are not claimed as direct costs; (3) Similar types of costs have been accorded consistent accounting treatment; and (4) The information provided by the organization which was used to establish the rates is not later found to be materially incomplete or inaccurate by the Federal Government. In such situations the rate(s) would be subject to renegotiation at the discretion of the Federal Government.

B. ACCOUNTING CHANGES:
 This Agreement is based on the accounting system purported by the organization to be in effect during the Agreement period. Changes to the method of accounting for costs which affect the amount of reimbursement resulting from the use of this Agreement require prior approval of the authorized representative of the cognizant agency. Such changes include, but are not limited to, changes in the charging of a particular type of cost from indirect to direct. Failure to obtain approval may result in cost disallowances.

C. FIXED RATES:
 If a fixed rate is in this Agreement, it is based on an estimate of the costs for the period covered by the rate. When the actual costs for this period are determined, an adjustment will be made to a rate of a future year(s) to compensate for the difference between the costs used to establish the fixed rate and actual costs.

D. USE BY OTHER FEDERAL AGENCIES:
 The rates in this Agreement were approved in accordance with the authority in Office of Management and Budget Circular A-57 Circular, and should be applied to grants, contracts and other agreements covered by this circular, subject to any limitations in A above. The organization may provide copies of the Agreement to other Federal Agencies to give them early notification of the Agreement.

E. OTHER:
 If any Federal contract, grant or other agreement is reimbursing indirect costs by a means other than the approved rate(s) in this Agreement, the organization should (1) credit such costs to the affected programs, and (2) apply the approved rate(s) to the appropriate base to identify the proper amount of indirect costs allocable to those programs.

BY THE DEPARTMENT/AGENCY:
 Kansas Office of Attorney General

 (DEPARTMENT/AGENCY)


 (SIGNATURE)
 Douglas Fineman

 (NAME)
 Chief of Staff

 (TITLE)
 2/22/08

 (DATE)

ON BEHALF OF THE FEDERAL GOVERNMENT:

DEPARTMENT OF HEALTH AND HUMAN SERVICES

 (AGENCY)


 (SIGNATURE)
 Henry Williams

 (NAME)
 DIRECTOR, DIVISION OF COST ALLOCATION-

 (TITLE) CENTRAL STATES FIELD OFFICE

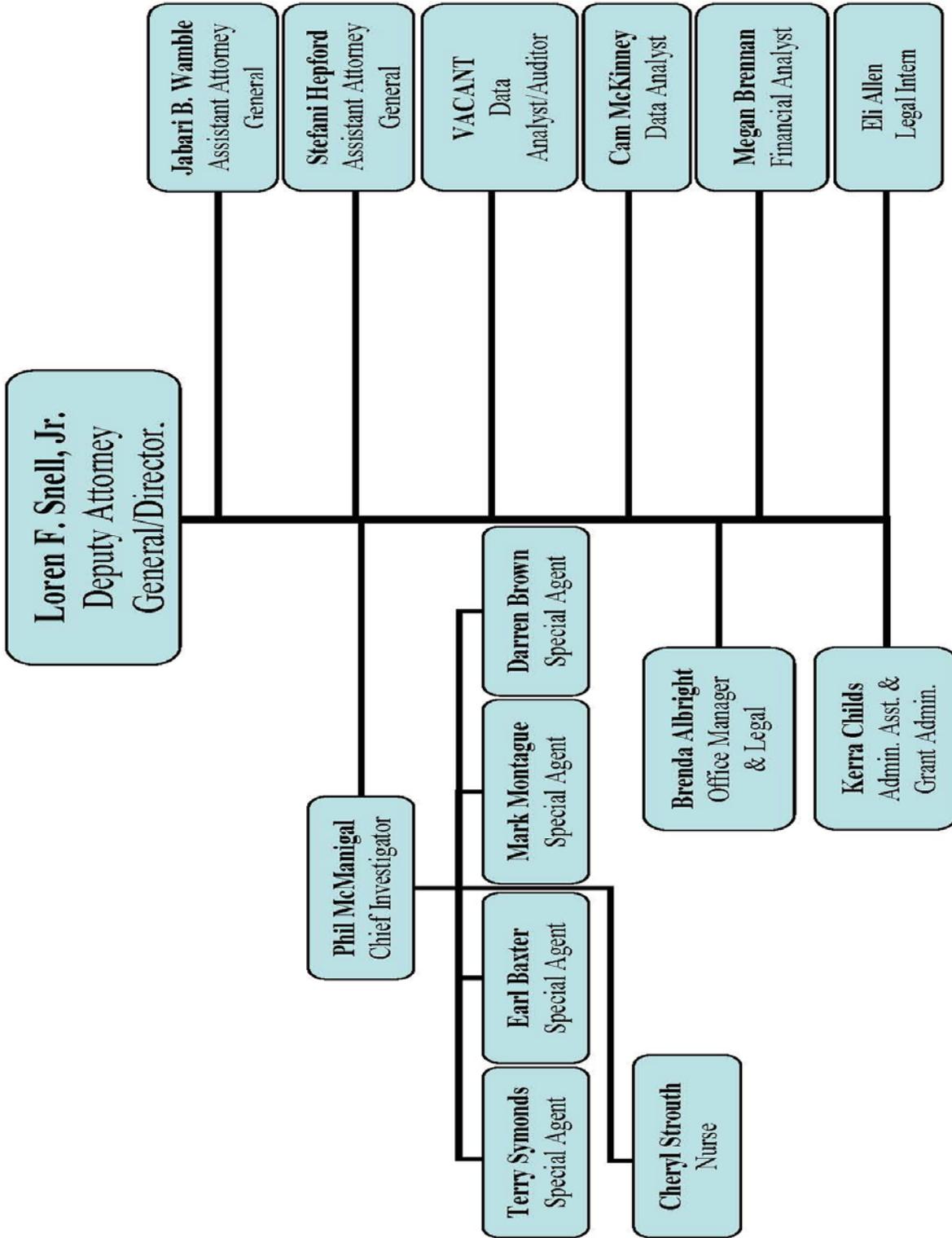
 February 11, 2008

 (DATE) T251

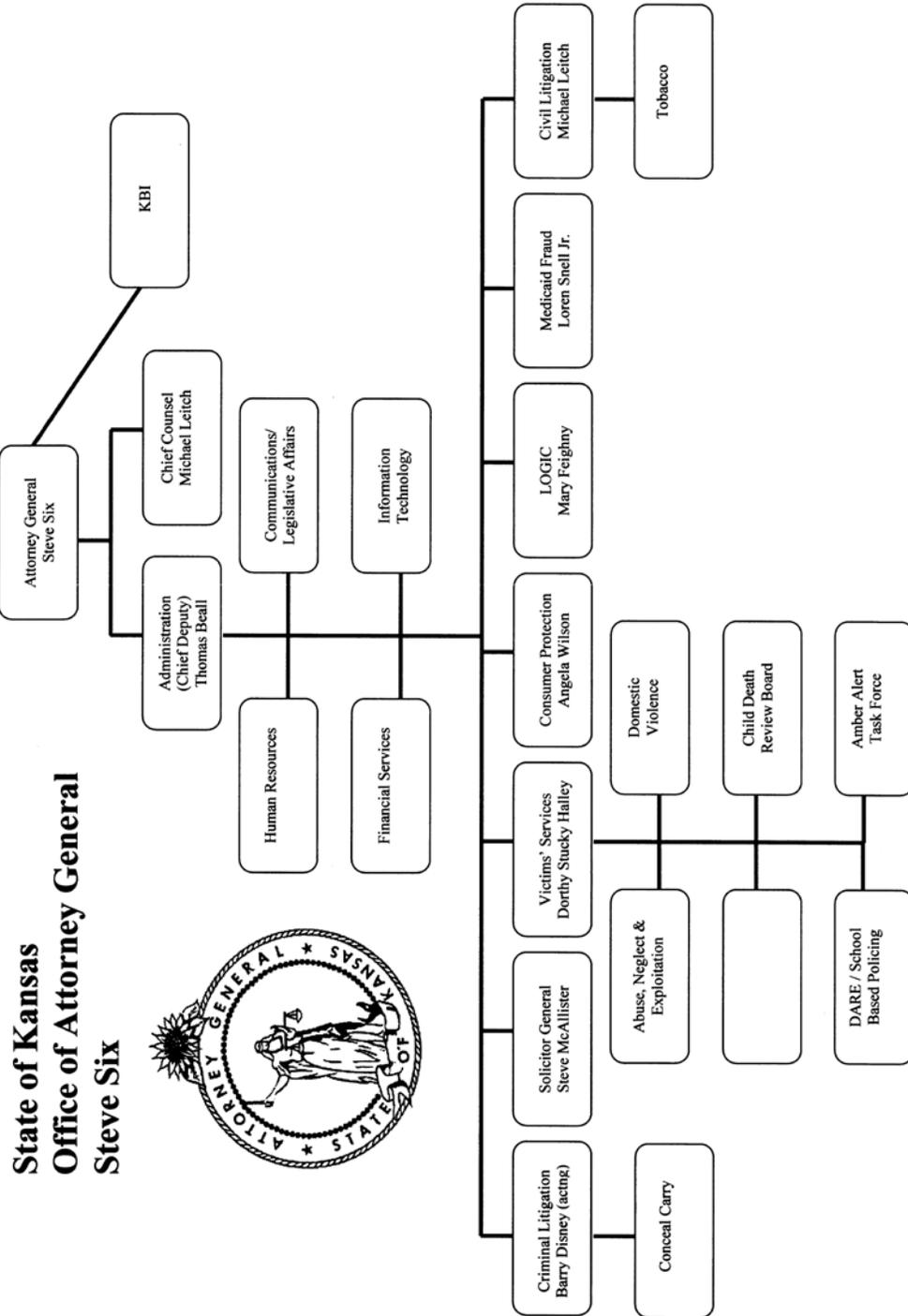
 HHS REPRESENTATIVE: Wanda Rayfield

 Telephone: (214) 767-5249

APPENDIX B
OFFICE OF THE KANSAS ATTORNEY GENERAL
MEDICAID FRAUD AND ABUSE DIVISION
ORGANIZATIONAL CHART



APPENDIX B
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ORGANIZATIONAL CHART



State of Kansas
Office of Attorney General
Steve Six



APPENDIX C
OFFICE OF THE KANSAS ATTORNEY GENERAL
MEDICAID FRAUD AND ABUSE DIVISION

TRAINING 7/1/2008 – 6/30/2009

ATTENDEE	DATE	TRAINING & SPONSOR	LOCATION	REG. HOURS	ETHICS
Loren F. Snell, Jr.	9/7-12/08	NAMFCU Annual Training Conference, NAMFCU	South Lake Tahoe, NV	25	
	10/20-21/08	KCDAA Fall 2008 Conference, Kansas County and District Attorneys Association	Topeka, KS	7.5	1.0
	10/30/08	Continuity of Operations Planning for State and Local Agencies, Eisenhower Center for Homeland Security Studies	Topeka, KS	4	
	1/14/09	Building Powerful PowerPoint Presentations	Topeka, KS	6	
	2/5/09	Kansas Attorney General's Call	Topeka, KS	6	
	3/25-26/09	NAMFCU Director's Symposium	Washington, D.C.	7.25	
	6/18/09	KCDAA Spring 2009 Conference, Kansas County and District Attorneys Association	Wichita, KS	4	1.0

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TRAINING 7/1/2008 – 6/30/2009

ATTENDEE	DATE	TRAINING & SPONSOR	LOCATION	REG. HOURS	ETHICS
Jabari Wamble	9/7-9/12/08	NAMFCU Annual Training Conference, NAMFCU	South Lake Tahoe, NV	25	
	10/20-21/08	KCDAA Fall 2008 Conference, Kansas County and District Attorneys Association	Topeka, KS	7.5	1.0
	2/5/09	Kansas Attorney General's Call	Topeka, KS	6	
	6/18-19/09	KCDAA Spring 2009 Conference, Kansas County and District Attorneys Association	Wichita, KS	9	1.0
Stefani Hepford	8/28	Exploitation and the DPOA: Is it Criminal, Wichita Bar Association, Probate Division	Wichita, KS	1	
	9/9 & 9/11/08	Medicaid Training Program, Kansas Health Policy Authority	Topeka, KS	8	
	10/20-21/08	KCDAA Fall 2008 Conference, Kansas County and District Attorneys Association	Topeka, KS	7.5	1.0
	10/24/08	Courtroom Testimony Training, KSAG	Ottawa, KS	4	

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TRAINING 7/1/2008 – 6/30/2009

ATTENDEE	DATE	TRAINING & SPONSOR	LOCATION	REG. HOURS	ETHICS
	1/26-29/09	Introduction to Medicaid Fraud Training	Baton Rouge, LA	19.5	
	2/5/09	Kansas Attorney General's Call	Topeka, KS	6	
	6/18/09	KCDAA Spring 2009 Conference, Kansas County and District Attorneys Association	Wichita, KS	4	1.0
Phil McManigal	9/2/08	Firearms Training and Qualification, KSAG	Perry, KS	3	
	9/9 & 9/11/08	Medicaid Training Program, Kansas Health Policy Authority	Topeka, KS	3	
	9/30/08	Violent Crime Apprehension Program, Kansas Bureau of Investigation	Topeka, KS	2	
	10/30/08	Continuity of Operations Planning for State and Local Agencies, Eisenhower Center for Homeland Security Studies	Topeka, KS	4	
	1/21/09	Firearms Training and CPOST Qualification	Perry, KS	2.5	
	2/5/09	Kansas Attorney General's Call	Topeka, KS	5	
	2/26/09	CPR Certification	Topeka, KS	4	

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TRAINING 7/1/2008 – 6/30/2009

ATTENDEE	DATE	TRAINING & SPONSOR	LOCATION	REG. HOURS	ETHICS
	4/9/09	Active Shooter Response	Topeka, KS	2	
	4/24/09	Firearms Training	Perry, KS	2.5	
	05/14/09	Kansas Legal Updates	Topeka, KS	1	
	05/14/09	Racial Profiling	Topeka, KS	1	
	05/19/09	Interviews and Body Language	Lawrence, KS	2.5	
	05/19/09	Career Survival Strategies	Lawrence, KS	3.5	
	05/21/09	Web and Cell Phone Investigations	Lawrence, KS	2	
	6/19/09	KCDAA Spring 2009 Conference, Kansas County and District Attorneys Association	Wichita, KS	7	
Earl Baxter	9/2/08	Firearms Training and Qualification, KSAG	Perry, KS	3	
	11/20/08	Advanced Course on The Reid Technique of Interviewing and Interrogating	KC, MO	6	
	1/21/09	Firearms Training and CPOST Qualification	Perry, KS	2.5	
	2/5/09	Kansas Attorney General's Call	Topeka, KS	6	
	2/26/09	CPR Certification	Topeka, KS	4	
	4/9/09	Active Shooter Response	Topeka, KS	2	
	4/24/09	Firearms Training	Perry, KS	2.5	

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TRAINING 7/1/2008 – 6/30/2009

ATTENDEE	DATE	TRAINING & SPONSOR	LOCATION	REG. HOURS	ETHICS
	05/14/09	Overview of Racial Profiling	Topeka, KS	1	
	05/14/09	Update of New Kansas Laws	Topeka, KS	1	
	05/15/09	Update of Recent Supreme Court Updates	Topeka, KS	1	
	06/03/09	Telenet II: SRS/Law Enforcement Joint Investigations	Topeka, KS	2	
Darren Brown	9/2/08	Firearms Training and Qualification, KSAG	Perry, KS	3	
	9/9/08	Medicaid Training Program, Kansas Health Policy Authority	Topeka, KS	2	
	1/21/09	Firearms Training and CPOST Qualification	Perry, KS	2.5	
	2/26/09	CPR Certification	Topeka, KS	4	
	3/26/09	Prescription Drug Abuse and Diversion Investigations	Howard, KS	8	
	4/24/09	Firearms Training	Perry, KS	2.5	
	4/28/09	Glock Armorer's Training	Kansas City, KS	8	
	05/14/09	Racial Profiling Training	Topeka, KS	1	
	6/19/09	KCDAA Spring 2009 Conference, Kansas County and District Attorneys Association	Wichita, KS	7	

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TRAINING 7/1/2008 – 6/30/2009

ATTENDEE	DATE	TRAINING & SPONSOR	LOCATION	REG. HOURS	ETHICS
Mark Montague	9/2/08	Firearms Training and Qualification, KSAG	Perry, KS	3	
	9/9/08	Medicaid Training Program, Kansas Health Policy Authority	Topeka, KS	2	
	11/20/08	Advanced Course on The Reid Technique of Interviewing and Interrogating	KC, MO	6	
	1/21/09	Firearms Training and CPOST Qualification	Perry, KS	2.5	
	3/26/09	Prescription Drug Abuse and Diversion Investigations	Howard, KS	8	
	4/9/09	Active Shooter Response	Topeka, KS	2	
	4/24/09	Firearms Training	Perry, KS	2.5	
	4/28/09	Glock Armorer's Training	Kansas City, KS	8	
	05/14/09	Racial Profiling Training	Topeka, KS	1	
Danyle Smith	7/21-25/08	Kansas Law Enforcement Training Center	Hutchinson, KS	40	
	7/29-31/08	Introduction to Medicaid Fraud Training	Albuquerque NM	19.5	
	9/2/08	Firearms Training and Qualification, KSAG	Perry, KS	3	
	9/9/08	Medicaid Training Program,	Topeka, KS	2	

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TRAINING 7/1/2008 – 6/30/2009

ATTENDEE	DATE	TRAINING & SPONSOR	LOCATION	REG. HOURS	ETHICS
		Kansas Health Policy Authority			
	11/20/08	Advanced Course on The Reid Technique of Interviewing and Interrogating	KC, MO	6	
	1/21/09	Firearms Training and CPOST Qualification	Perry, KS	2.5	
	2/5/09	Kansas Attorney General's Call	Topeka, KS	6	
Cheryl Strouth	7/29-31/08	Introduction to Medicaid Fraud Training	Albuquerque, NM	19.5	
	10/24/08	Courtroom Testimony Training, KSAG	Ottawa, KS	4	
	11/20/08	Advanced Course on The Reid Technique of Interviewing and Interrogating	KC, MO	6	
	3/26/09	Prescription Drug Abuse and Diversion Investigations	Howard, KS	8	
	6/19/09	KCDAA Spring 2009 Conference, Kansas County and District Attorneys Association	Wichita, KS	7	
Denise Desch	4/23-26/08	Data Analyst Training, NAMFCU	Columbus, OH	19.5	

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TRAINING 7/1/2008 – 6/30/2009

ATTENDEE	DATE	TRAINING & SPONSOR	LOCATION	REG. HOURS	ETHICS
Cam McKinney	10/24/08	Courtroom Testimony Training, KSAG	Ottawa, KS	4	
Megan Brennan	7/9/08	i2 Analyst Notebook Training	Overland Park, KS	2	
	7/10/08	Medicaid Management Information System – Interchange System Training	Topeka, KS	4.5	
	7/22/08	Courtroom Testimony	Olathe, KS	6	
Brenda Albright					
Kerra Childs	10/24/08	Courtroom Testimony Training, KSAG	Ottawa, KS	4	
	06/08/09	KCJIS Conference	Topeka, KS	7.5	
	06/09/09	KCJIS Conference	Topeka, KS	7	

APPENDIX D
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PRESENTATIONS 7/1/2008 – 6/30/2009

PRESENTER	DATE	EVENT	TITLE	PEOPLE
Loren Snell	8/28/08	Wichita Bar Association, Probate Division Meeting, Wichita, KS	Exploitation and the DPOA: Is it Criminal?	30
Phil McManigal	9/11/08	Kansas Health Policy Authority Medicaid Training Program, Topeka, KS	Kansas Medicaid Fraud and Abuse Division	33
Loren Snell	11/13/08	Mainstream, Inc., and Kansas Department on Aging, Hays, KS	Financial Exploitation, Fiduciary Abuse...More Than Just a Civil Matter!	29
Phil McManigal	11/20/08	Kansas Social and Rehabilitation Services, Adult Protective Services Training Program, Topeka, KS	Financial and Physical Abuse Referrals	17
Phil McManigal	1/7/09	Monthly SURS Meeting	Fraud Referrals for Investigation	12
Loren Snell	1/23/09	Testimony Before the Kansas Senate Judiciary Committee	Importance of a Civil False Claims Act for the Future of Kansas	48

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MEDICAID FRAUD AND ABUSE DIVISION

PRESENTATIONS 7/1/2008 – 6/30/2009

Loren Snell	1/29/09	Testimony Before the House Committee on Aging and Long Term Care	MFCU Relationship with Department of Social and Rehabilitation Services, Adult Protective Services, in Investigating and Prosecuting Financial Exploitation Cases	36
Loren Snell	3/2/09	National Consumer Protection Week, Topeka, KS	Financial Exploitation, Fiduciary Abuse...More Than Just a Civil Matter!	17
Loren Snell	3/2/09	National Consumer Protection Week, Topeka, KS	Financial Exploitation, Fiduciary Abuse...More Than Just a Civil Matter!	14
Loren Snell	3/4/09	North Central-Flint Hills Area Agency on Aging Spring Into Action Conference, Junction City, KS	Financial Exploitation, Fiduciary Abuse...More Than Just a Civil Matter!	79
Phil McManigal	3/24/09	Tanner-Foster Workshop, Topeka, KS	Financial Exploitation, Fiduciary Abuse...More Than Just a Civil Matter!	85
Loren Snell	4/16/09	2009 Annual Crime Victim's Rights Conference	Financial Exploitation, Fiduciary Abuse of the Elderly	22

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MEDICAID FRAUD AND ABUSE DIVISION

PRESENTATIONS 7/1/2008 – 6/30/2009

Loren Snell and Phil McManigal	5/13/09	Adult Protective Services Conference	Criminal Investigation and Prosecution of Abuse, Neglect and Exploitation Cases	26
Loren Snell	5/13/09	Adult Protective Services Conference	Financial Exploitation, Fiduciary Abuse...More Than Just a Civil Matter!	39