

MSS Training Information for Falsification of Documentation

Under the Federal False Claims Act, any person who:

1. “knowingly presents, or causes to be presented, to an officer or employee of the United States Government... a false or fraudulent claim for payment or approval
2. knowingly makes, uses, or causes to be made or used, a false record or statement to get a false or fraudulent claim paid or approved by the Government;
3. Conspires to defraud the Government by getting a false or fraudulent claim paid or approved by the Government...

is liable to the United States Government for a civil penalty of not less than \$5,000 and not more than \$10,000, plus three times the amount of damages which the Government sustains because of the act of that person...

For purposes of this section, the terms “knowing” and “knowingly” mean that a person, with respect to information,

1. has actual knowledge of the information;
2. acts in deliberate ignorance of the truth or falsity of the information; or
3. acts in reckless disregard of the truth or falsity of the information,

and no proof of specific intent to defraud is required.”

What does this mean for you?

Our Therap Electronically-generated Goal Sheets – EGGs - are used to justify billing for the services that we provide. Payment for the services that we provide are made through the United States Government by way of Medicaid. That means that when you complete an EGG, you are creating a record that contains data that will then be presented for payment by the government. That means that, if you turn in an EGG that you know to be false in any way, you are subject to the fines as noted above. You personally could be fined up to \$10,00 plus three times the amount of the billing that was associated with the documentation that you provided.

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You cannot use the excuse “I was told to do it that way.”

It is your responsibility to make sure that your documentation is thorough and accurate. It is your responsibility to make sure that you understand every part of the documentation that you are asked to complete.

You also need to take responsibility to report any times in which you have been asked to write down anything that you know to be false, inaccurate, or misleading in any way. You can start by speaking with your direct supervisor. If your direct supervisor is the one who has asked you to complete false, inaccurate, or misleading documentation, you can take the matter to Amanda Andrews, Administrative Director, mssconfidentialclinicaemail@gmail.com. If you feel that the matter was not or cannot be appropriately addressed by going through agency staff, you should contact the North Carolina Attorney General’s Medicaid Investigations Division at 919/881-2320. The NC Department of Justice’s Medicaid Investigations Unit is located at 5505 Creedmoor Road, Suite 300, Raleigh, NC 27612. Their fax number is 919/571-4837. You may also make reports by going online to <https://dma.ncdhhs.gov/get-involved/report-fraud-waste-or-abuse/complaint-form>.

Morgan Support Services takes Medicaid fraud and abuse very seriously. We strive to ensure that everything we do is within the regulations that govern our services. It is important that you understand how these regulations apply to you, what to do if you know about or are asked to participate in any fraudulent activities, and what the consequences could be for you personally if you do engage in fraudulent activities such as submitting false, inaccurate, or misleading documentation.