



Senate of Pennsylvania

Senator Anthony H. Williams

8th Senatorial District
366 Main Capitol Building
Harrisburg, PA 17120
(717) 787-5970; FAX: (717) 772-0574

DATE: December 16, 2010
TO: All Senators
FROM: Senator Anthony H. Williams
SUBJECT: Co-sponsorship of Legislation: **False Claims Act**

In the near future, I will be reintroducing Senate Bill 1113 from the 2009 – 2010 legislative session. This bill will establish the False Claims Act (FCA) in the Commonwealth. The legislation will empower Pennsylvania to guard against fraud, waste and abuse of state taxpayer funds. It would also enable the Commonwealth to collect treble damages and civil penalties between \$5,500 and \$11,000 per claim from an entity that submits, or causes another to submit, a false or fraudulent claim for payment to the Commonwealth.

The Pennsylvania FCA would be virtually identical to the Federal FCA, which has recovered over \$22 billion in taxpayer funds since 1986. Pennsylvania is the largest state in the United States without its own FCA, and currently 23 other states have already enacted their own FCA.

There are substantial Federal incentives for states to pass an FCA. The Deficit Reduction Act of 2005 provides that states with qualifying FCAs will receive a 10% increase on the state's share of Medicaid it recovers in FCA cases. By passing the PA FCA, Pennsylvania would receive 21.9% more in Medicaid false claims recoveries than it currently receives. This would result in millions of additional dollars brought into the Commonwealth.

Previous co-sponsors of this legislation include Senators D. White, Fontana, Ferlo, O'Pake, Brubaker, Erickson, M. White, Dinniman, Farnese, Boscola, Rafferty, Gordner, Tartaglione, Folmer, Leach, Pippy, Ward, Stack and Scarnati.

If you wish to co-sponsor this legislation, please contact Donald Gordon, Esq., at 787-5970 or email dgordon@pasenate.com.