



Division of Criminal  
Justice Services

# Criminal Justice Statistical Report

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## **Felony Insurance Fraud Offenses 2022 Annual Report**

New York State Executive Law requires the state Division of Criminal Justice Services (DCJS) to publish an annual report detailing arrests and prosecutions for felony offenses included in state Insurance Fraud Law (Penal Law Article 176).

Table 1 details arrests for these crimes annually for the five-year period from 2018 through 2022 for New York State and its two regions: New York City (five boroughs) and Non-New York City (57 counties).

**TABLE 1  
NEW YORK STATE  
FELONY INSURANCE FRAUD ARRESTS  
2018 to 2022**

		2018	2019	2020	2021	2022	Total
<b>NEW YORK STATE</b>	<b>TOTAL</b>	<b>81</b>	<b>70</b>	<b>34</b>	<b>36</b>	<b>42</b>	<b>263</b>
	1st Degree Insurance Fraud	5	2	0	2	5	14
	2nd Degree Insurance Fraud	10	5	1	3	3	22
	3rd Degree Insurance Fraud	51	52	13	12	19	147
	4th Degree Insurance Fraud	15	11	20	19	13	78
	5th Degree Insurance Fraud	0	0	0	0	0	0
<b>NEW YORK CITY</b>	<b>TOTAL</b>	<b>48</b>	<b>37</b>	<b>16</b>	<b>18</b>	<b>11</b>	<b>130</b>
	1st Degree Insurance Fraud	4	2	0	1	4	11
	2nd Degree Insurance Fraud	4	3	1	1	1	10
	3rd Degree Insurance Fraud	36	32	1	2	2	73
	4th Degree Insurance Fraud	4	0	14	14	4	36
	5th Degree Insurance Fraud	0	0	0	0	0	0
<b>NON-NEW YORK CITY</b>	<b>TOTAL</b>	<b>33</b>	<b>33</b>	<b>18</b>	<b>18</b>	<b>31</b>	<b>133</b>
	1st Degree Insurance Fraud	1	0	0	1	1	3
	2nd Degree Insurance Fraud	6	2	0	2	2	12
	3rd Degree Insurance Fraud	15	20	12	10	17	74
	4th Degree Insurance Fraud	11	11	6	5	9	42
	5th Degree Insurance Fraud	0	0	0	0	0	0

Source: DCJS, Computerized Criminal History system (as of 12/15/2023).

The regional designation is based on the location of the arrest.

These data are reported to DCJS by the police agency that made the arrest and are maintained in the agency's Computerized Criminal History (CCH) database. DCJS compiles arrest data by top charge: the most serious an individual faced at the time of arrest. For example, if an arrest included one felony and one misdemeanor charge, that arrest is classified as a felony.

Table 2 details the number of indictments or superior court information (SCIs) where the top charge was a felony insurance fraud offense. The year represents the year in which the arraignment or the indictment or SCI occurred, as reported to DCJS by the state Office of Court Administration. In addition:

If a single indictment or SCI included charges against more than one individual, the indictment or SCI is counted multiple times in Table 2 (for example, an indictment or SCI charging three individuals is counted three times). The same is true if an individual is named in multiple indictments or SCIs: each indictment or SCI is reflected in Table 2 separately.

**Please note:** A single arrest may result in more than one indictment or SCI and multiple arrests may result in one indictment or SCI.

**TABLE 2  
NEW YORK STATE  
FELONY INSURANCE FRAUD ACTIONS  
2018 to 2022**

		2018	2019	2020	2021	2022	Total
<b>NEW YORK STATE</b>	<b>TOTAL</b>	<b>23</b>	<b>22</b>	<b>3</b>	<b>8</b>	<b>6</b>	<b>62</b>
	1st Degree Insurance Fraud	5	3	0	1	0	9
	2nd Degree Insurance Fraud	5	4	0	1	0	10
	3rd Degree Insurance Fraud	9	8	2	4	6	29
	4th Degree Insurance Fraud	4	7	1	2	0	14
	5th Degree Insurance Fraud	0	0	0	0	0	0
<b>NEW YORK CITY</b>	<b>TOTAL</b>	<b>11</b>	<b>12</b>	<b>0</b>	<b>5</b>	<b>1</b>	<b>29</b>
	1st Degree Insurance Fraud	4	2	0	1	0	7
	2nd Degree Insurance Fraud	3	4	0	1	0	8
	3rd Degree Insurance Fraud	2	4	0	2	1	9
	4th Degree Insurance Fraud	2	2	0	1	0	5
	5th Degree Insurance Fraud	0	0	0	0	0	0
<b>NON-NEW YORK CITY</b>	<b>TOTAL</b>	<b>12</b>	<b>10</b>	<b>3</b>	<b>3</b>	<b>5</b>	<b>33</b>
	1st Degree Insurance Fraud	1	1	0	0	0	2
	2nd Degree Insurance Fraud	2	0	0	0	0	2
	3rd Degree Insurance Fraud	7	4	2	2	5	20
	4th Degree Insurance Fraud	2	5	1	1	0	9
	5th Degree Insurance Fraud	0	0	0	0	0	0

Source: Felony Processing File (as of 12/15/2023).

The term actions in this table refers to indictments and superior court information (SCIs).

The regional designation is based on the location of the court.

Tables 3 through 5 provide information about the outcomes of felony insurance fraud arrests. The summaries are displayed according to the year in which the final disposition occurred. For example, a 2018 arrest that resulted in a conviction in 2019 is included in the 2019 dispositions. In addition:

- An arrest made for an Insurance Fraud felony may result in a conviction to a different Penal Law offense.
- An arrest made for a felony may result in a conviction to a felony, misdemeanor or non-criminal offense.

**TABLE 3  
NEW YORK STATE  
DISPOSITIONS OF FELONY INSURANCE FRAUD ARRESTS  
2018 to 2022**

	2018	2019	2020	2021	2022	TOTAL
<b>TOTAL DISPOSITIONS</b>	<b>83</b>	<b>73</b>	<b>45</b>	<b>43</b>	<b>31</b>	<b>275</b>
Convicted-Sentenced	72	59	39	36	22	228
Adjudicated Youthful Offender	0	0	0	1	0	1
Diverted and Dismissed	0	0	0	0	0	0
Covered by Another Case	0	0	0	1	1	2
Dismissed-ACD	0	0	0	0	0	0
Dismissed-Other	11	14	6	5	5	41
Acquitted	0	0	0	0	0	0
DA Declined to Prosecute	0	0	0	0	3	3
<b>TOTAL SENTENCES</b>	<b>72</b>	<b>59</b>	<b>39</b>	<b>37</b>	<b>22</b>	<b>229</b>
Felonies	11	7	5	2	1	26
Misdemeanors	41	29	17	15	11	113
Non-Criminal Offenses	20	23	17	20	10	90
<b>TOTAL SENTENCES</b>	<b>72</b>	<b>59</b>	<b>39</b>	<b>37</b>	<b>22</b>	<b>229</b>
Prison	1	2	2	1	0	6
Jail	4	3	0	1	1	9
Time Served	3	3	1	2	1	10
Jail+Probation	3	0	0	0	1	4
Probation	13	10	4	4	2	33
Fine	18	16	5	5	2	46
Cond Discharge	29	25	27	23	15	119
Uncond Discharge	1	0	0	1	0	2
Other	0	0	0	0	0	0

Source: DCJS, Computerized Criminal History system (as of 12/15/2023).

Table includes convictions to felonies, misdemeanors and non-criminal offenses, such as violations and infractions

The regional designation is based on the location of the disposition court.

**TABLE 4  
NEW YORK CITY  
DISPOSITIONS OF FELONY INSURANCE FRAUD ARRESTS  
2018 to 2022**

	2018	2019	2020	2021	2022	TOTAL
<b>TOTAL DISPOSITIONS</b>	<b>47</b>	<b>41</b>	<b>23</b>	<b>23</b>	<b>13</b>	<b>147</b>
Convicted-Sentenced	39	34	21	20	7	121
Adjudicated Youthful Offender	0	0	0	0	0	0
Diverted and Dismissed	0	0	0	0	0	0
Covered by Another Case	0	0	0	0	0	0
Dismissed-ACD	0	0	0	0	0	0
Dismissed-Other	8	7	2	3	3	23
Acquitted	0	0	0	0	0	0
DA Declined to Prosecute	0	0	0	0	3	3
<b>TOTAL SENTENCES</b>	<b>39</b>	<b>34</b>	<b>21</b>	<b>20</b>	<b>7</b>	<b>121</b>
Felonies	5	6	3	0	0	14
Misdemeanors	21	15	7	6	3	52
Non-Criminal Offenses	13	13	11	14	4	55
<b>TOTAL SENTENCES</b>	<b>39</b>	<b>34</b>	<b>21</b>	<b>20</b>	<b>7</b>	<b>121</b>
Prison	0	1	0	0	0	1
Jail	1	2	0	0	0	3
Time Served	2	3	1	2	0	8
Jail+Probation	1	0	0	0	0	1
Probation	4	6	3	1	1	15
Fine	17	14	2	3	0	36
Cond Discharge	14	8	15	14	6	57
Uncond Discharge	0	0	0	0	0	0
Other	0	0	0	0	0	0

Source: DCJS, Computerized Criminal History system (as of 12/15/2023).

Table includes convictions for felonies, misdemeanors and non-criminal offenses, such as violations and infractions.

The regional designation is based on the location of the disposition court.

**TABLE 5  
NON-NEW YORK CITY  
DISPOSITIONS OF FELONY INSURANCE FRAUD ARRESTS  
2018 to 2022**

	2018	2019	2020	2021	2022	TOTAL
<b>TOTAL DISPOSITIONS</b>	<b>36</b>	<b>32</b>	<b>22</b>	<b>20</b>	<b>18</b>	<b>128</b>
Convicted-Sentenced	33	25	18	16	15	107
Adjudicated Youthful Offender	0	0	0	1	0	1
Diverted and Dismissed	0	0	0	0	0	0
Covered by Another Case	0	0	0	1	1	2
Dismissed-ACD	0	0	0	0	0	0
Dismissed-Other	3	7	4	2	2	18
Acquitted	0	0	0	0	0	0
DA Declined to Prosecute	0	0	0	0	0	0
<b>TOTAL SENTENCES</b>	<b>33</b>	<b>25</b>	<b>18</b>	<b>17</b>	<b>15</b>	<b>108</b>
Felonies	6	1	2	2	1	12
Misdemeanors	20	14	10	9	8	61
Non-Criminal Offenses	7	10	6	6	6	35
<b>TOTAL SENTENCES</b>	<b>33</b>	<b>25</b>	<b>18</b>	<b>17</b>	<b>15</b>	<b>108</b>
Prison	1	1	2	1	0	5
Jail	3	1	0	1	1	6
Time Served	1	0	0	0	1	2
Jail+Probation	2	0	0	0	1	3
Probation	9	4	1	3	1	18
Fine	1	2	3	2	2	10
Cond Discharge	15	17	12	9	9	62
Uncond Discharge	1	0	0	1	0	2
Other	0	0	0	0	0	0

Source: DCJS, Computerized Criminal History system (as of 12/15/2023).

Table includes convictions for felonies, misdemeanors and non-criminal offenses, such as violations and infractions.

The regional designation is based on the location of the disposition court.