Felony Insurance Fraud Offenses
2018 Annual Report

Executive Law §837-a requires the Division of Criminal Justice Services (DCJS) to report on the processing and dispositions of Penal Law Article 176 (Insurance Fraud) felony offenses. This report complies with that reporting requirement and provides processing information for the years 2014 to 2018.

Table 1 provides information about the number of persons arrested for felony Insurance Fraud offenses from 2014 to 2018. The counts of arrests are derived from fingerprintable adult arrest information transmitted by law enforcement agencies to the DCJS Computerized Criminal History (CCH) system and are based on the most serious charge in the arrest event.

NEW YORK STATE
FELONY INSURANCE FRAUD ARRESTS
2014 to 2018

		2014	2015	2016	2017	2018	Total
NEW YORK STATE	**TOTAL ARRESTS**	**131**	**122**	**83**	**69**	**81**	**486**
	1st Degree Insurance Fraud	2	0	0	0	5	7
	2nd Degree Insurance Fraud	9	7	8	4	10	38
	3rd Degree Insurance Fraud	76	62	42	51	51	282
	4th Degree Insurance Fraud	44	53	33	14	15	159
NEW YORK CITY	**TOTAL ARRESTS**	**59**	**41**	**35**	**41**	**48**	**224**
	1st Degree Insurance Fraud	2	0	0	0	4	6
	2nd Degree Insurance Fraud	6	3	6	2	4	21
	3rd Degree Insurance Fraud	44	33	24	32	36	169
	4th Degree Insurance Fraud	7	5	5	7	4	28
REST OF STATE	**TOTAL ARRESTS**	**72**	**81**	**48**	**28**	**33**	**262**
	1st Degree Insurance Fraud	0	0	0	0	1	1
	2nd Degree Insurance Fraud	3	4	2	2	6	17
	3rd Degree Insurance Fraud	32	29	18	19	15	113
	4th Degree Insurance Fraud	37	48	28	7	11	131

Source: DCJS, Computerized Criminal History system (as of 5/17/2019).
Regional designation based on location of crime.

Table 2 provides information about the number of defendants prosecuted in superior court where the top charge in the indictment or superior court information was an insurance fraud felony offense based on the year that the defendant was arraigned in superior court. The counts are derived from information about superior court cases transmitted to CCH from the New York State Office of Court Administration. The unit of count in this table is the "defendant-indictment." When more than one defendant is charged in a single indictment or SCI, each defendant is counted separately. If one defendant is charged in multiple indictments or SCIs, each indictment or SCI is counted separately. More than one indictment or SCI can be linked to a single arrest event and multiple arrests can be combined into one indictment or SCI.

TABLE 2
NEW YORK STATE
FELONY INSURANCE FRAUD ACTIONS
2014 to 2018

		2014	2015	2016	2017	2018	Total
NEW YORK STATE	**TOTAL INSURANCE LAW ACTIONS**	51	43	24	22	22	162
	1st Degree Insurance Fraud	2	0	1	0	4	7
	2nd Degree Insurance Fraud	8	1	1	3	5	18
	3rd Degree Insurance Fraud	20	20	16	14	9	79
	4th Degree Insurance Fraud	21	22	6	5	4	58
NEW YORK CITY	**TOTAL INSURANCE LAW ACTIONS**	19	17	11	12	11	70
	1st Degree Insurance Fraud	2	0	1	0	4	7
	2nd Degree Insurance Fraud	4	1	1	2	3	11
	3rd Degree Insurance Fraud	10	13	9	7	2	41
	4th Degree Insurance Fraud	3	3	0	3	2	11
REST OF STATE	**TOTAL INSURANCE LAW ACTIONS**	32	26	13	10	11	92
	2nd Degree Insurance Fraud	4	0	0	1	2	7
	3rd Degree Insurance Fraud	10	7	7	7	7	38
	4th Degree Insurance Fraud	18	19	6	2	2	47

Source: Felony Processing File (as of 5/22/2019).

The term actions in this table referes to indictments and superior court informations.

Regional designation based on location of crime.

Tables 3 through 5 provide information about the dispositions of arrests for felony insurance fraud offenses. The summaries are displayed according to the year in which the final disposition occurred, regardless of when the arrest actually occurred.

TABLE 3
NEW YORK STATE
DISPOSITIONS OF FELONY INSURANCE FRAUD ARRESTS
2014 to 2018

	2014	2015	2016	2017	2018	TOTAL
TOTAL DISPOSITIONS	**134**	**135**	**109**	**84**	**83**	**545**
Convicted-Sentenced	118	115	96	73	72	474
Adjudicated Youthful Offender	0	0	0	1	0	1
Covered by Another Case	1	1	0	0	0	2
Dismissed-Other	10	15	11	9	11	56
Acquitted	2	0	1	0	0	3
DA Declined to Prosecute	3	4	1	1	0	9
TOTAL SENTENCES	**118**	**115**	**96**	**73**	**72**	**474**
Felonies	21	21	14	21	11	88
Misdemeanors	69	68	61	37	41	276
Non-Criminal Offenses	28	26	21	15	20	110
TOTAL SENTENCES	**118**	**115**	**96**	**74**	**72**	**475**
Prison	5	2	2	2	1	12
Jail	9	2	5	3	4	23
Time Served	6	2	1	5	3	17
Jail+Probation	4	1	3	0	3	11
Probation	32	38	29	20	13	132
Fine	12	12	10	11	18	63
Cond Discharge	43	54	44	30	29	200
Uncond Discharge	7	4	2	3	1	17
Other	0	0	0	0	0	0

Source: DCJS, Computerized Criminal History system (as of 5/17/2019).

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

Regional designation based on location of the disposition court.

TABLE 4
NEW YORK CITY
DISPOSITIONS OF FELONY INSURANCE FRAUD ARRESTS
2014 to 2018

	2014	2015	2016	2017	2018	TOTAL
TOTAL DISPOSITIONS	**48**	**49**	**36**	**42**	**47**	**222**
Convicted-Sentenced	34	38	31	37	39	179
Adjudicated Youthful Offender	0	0	0	1	0	1
Covered by Another Case	0	0	0	0	0	0
Dismissed-Other	9	7	4	3	8	31
Acquitted	2	0	0	0	0	2
DA Declined to Prosecute	3	4	1	1	0	9
TOTAL SENTENCES	**34**	**38**	**31**	**37**	**39**	**179**
Felonies	6	7	3	12	5	33
Misdemeanors	16	21	18	16	21	92
Non-Criminal Offenses	12	10	10	9	13	54
TOTAL SENTENCES	**34**	**38**	**31**	**38**	**39**	**180**
Prison	1	2	0	1	0	4
Jail	3	0	0	0	1	4
Time Served	6	2	1	4	2	15
Jail+Probation	1	0	0	0	1	2
Probation	2	5	4	7	4	22
Fine	1	9	4	5	17	36
Cond Discharge	20	20	22	21	14	97
Uncond Discharge	0	0	0	0	0	0
Other	0	0	0	0	0	0

Source: DCJS, Computerized Criminal History system (as of 5/17/2019).

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

Regional designation based on location of the disposition court.

TABLE 5
REST OF STATE
DISPOSITIONS OF FELONY INSURANCE FRAUD ARRESTS
2014 to 2018

	2014	2015	2016	2017	2018	TOTAL
TOTAL DISPOSITIONS	**86**	**86**	**73**	**42**	**36**	**323**
Convicted-Sentenced	84	77	65	36	33	295
Adjudicated Youthful Offender	0	0	0	0	0	0
Covered by Another Case	1	1	0	0	0	2
Dismissed-Other	1	8	7	6	3	25
Acquitted	0	0	1	0	0	1
DA Declined to Prosecute	0	0	0	0	0	0
TOTAL SENTENCES	**84**	**77**	**65**	**36**	**33**	**295**
Felonies	15	14	11	9	6	55
Misdemeanors	53	47	43	21	20	184
Non-Criminal Offenses	16	16	11	6	7	56
TOTAL SENTENCES	**84**	**77**	**65**	**36**	**33**	**295**
Prison	4	0	2	1	1	8
Jail	6	2	5	3	3	19
Time Served	0	0	0	1	1	2
Jail+Probation	3	1	3	0	2	9
Probation	30	33	25	13	9	110
Fine	11	3	6	6	1	27
Cond Discharge	23	34	22	9	15	103
Uncond Discharge	7	4	2	3	1	17
Other	0	0	0	0	0	0

Source: DCJS, Computerized Criminal History system (as of 5/17/2019).

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

Regional designation based on location of the disposition court.