



DEPARTMENT OF HEALTH AND HUMAN SERVICES

OFFICE OF INSPECTOR GENERAL

WASHINGTON, DC 20201



September 30, 2026

Attorney General John C. McCuskey
1900 Kanawha Blvd. E
WV State Capitol Building Room E-26
Charleston, WV 25305

Interim Director Jace H. Goins
Medicaid Fraud Control Unit
Office of the WV Attorney General
100 Dee Drive, Suite 101
Charleston, WV 25311

Dear Attorney General McCuskey and Interim Director Goins:

American taxpayers provide nearly half a billion dollars every year to State governments to fund State Medicaid Fraud Control Units (MFCUs or Units), which are obligated by Federal law to use that money to effectively fight Medicaid fraud and protect patients from abuse or neglect. West Virginia receives approximately \$2.7 million per year from American taxpayers for these purposes. Given this substantial investment in the West Virginia MFCU, American taxpayers and the Federal Government expect the Unit and the West Virginia Attorney General to use the millions of Federal dollars to effectively fight Medicaid fraud and protect Medicaid patients from abuse or neglect.

The Department of Health and Human Services (HHS), Office of Inspector General (OIG) takes seriously its responsibility to ensure that Units receiving these Federal funds are fulfilling the MFCU mission effectively. The Social Security Act (SSA) creates an annual recertification process for States that operate a MFCU (SSA § 1903(q)). The OIG, through delegations from the Secretary of Health and Human Services, is responsible for conducting this annual recertification (44 Fed. Reg. 47809, 47811; Aug. 15, 1979).

As part of that responsibility, OIG evaluates each Unit's performance, operational capacity, investigative outcomes, and overall adherence to statutory and regulatory requirements. OIG considers the factors listed at 42 CFR § 1007.17(c) when making recertification determinations. This oversight is essential to maintaining public trust and ensuring that every MFCU contributes meaningfully to the broader fight against fraud, waste, and abuse within the Medicaid program.

OIG's review of the recertification package the West Virginia MFCU submitted is ongoing, including review of the Unit's performance narrative and the responses to the director's questionnaire. We are also reviewing the Unit's annual statistical report data as well as the responses to the questionnaires that we submitted to OIG's Office of Investigation's Philadelphia Regional Office and the West Virginia Department of Human Services.

Based on this ongoing review, and because the West Virginia MFCU's previous annual certification period would otherwise expire, pursuant to 42 CFR § 1007.17(d)(1), OIG is granting a conditional recertification for a period beginning October 1, 2026, and ending January 1, 2027, subject to special conditions.

Special Conditions

The Unit must fully cooperate with OIG's inspection of the Unit's performance and operations, including OIG's onsite visit during the week of October 19, 2026. Further, the Unit must provide timely and complete responses to any additional OIG data requests and comply with any additional requests for access to records and systems during the period of conditional recertification.

This letter serves as written notice and explanation of OIG's determination to conditionally recertify the unit for a period beginning October 1, 2026, and ending January 1, 2027, subject to special conditions (42 CFR § 1007.17(d)(1); 2 CFR § 200.208(d)).

Effect of Conditional Recertification

This conditional recertification with special conditions will aid OIG's continued review of the Unit's reapplication for recertification.

If the West Virginia MFCU fails to abide by the special conditions, OIG may pursue additional certification actions or financial remedies, as necessary (see 42 CFR § 1007.17 and 2 CFR § 200.339).

If you have any questions regarding your Unit's conditional recertification, please call me at (202) 619-3148.

Sincerely,

A handwritten signature in blue ink, appearing to read "T. March Bell", with a stylized, cursive script.

T. March Bell
Inspector General