



DEPARTMENT OF HEALTH AND HUMAN SERVICES  
**OFFICE OF INSPECTOR GENERAL**

WASHINGTON, DC 20201



January 25, 2019

The Honorable Kathy Jennings  
Office of Attorney General  
820 North French Street  
Wilmington, DE 19801

Attn: Kate Keller, Director, Medicaid Fraud Control Unit

Dear Madam Attorney General:

The U.S. Department of Health and Human Services, Office of Inspector General (OIG), received your office's request to review the amended Delaware False Claims and Reporting Act, Del. Code Ann. tit. 6, §§ 1201 through 1211, under the requirements of section 1909 of the Social Security Act (the Act). Section 1909 of the Act provides a financial incentive for a State to enact a law relating to the submission of false or fraudulent claims to the State Medicaid program. For a State to qualify for this incentive, the State law must meet certain requirements enumerated under section 1909(b) of the Act, as determined by the Inspector General of Health and Human Services in consultation with the U.S. Department of Justice (DOJ). After consulting with DOJ, we have determined that the amended Delaware False Claims and Reporting Act meets the requirements of section 1909 of the Act.

Any further amendment to the Delaware False Claims and Reporting Act could affect OIG's determination that it meets the requirements of section 1909 of the Act. Therefore, please notify OIG of any amendment to the Delaware False Claims and Reporting Act within 30 days after such amendment.

If you have any questions regarding this review, please contact me, or have your staff contact Lisa Veigel or Katie Arnholt at 202-619-0335.

Sincerely,

*/s/ Daniel R. Levinson*

Daniel R. Levinson  
Inspector General