



DEPARTMENT OF HEALTH AND HUMAN SERVICES

OFFICE OF INSPECTOR GENERAL

WASHINGTON, DC 20201



OCT 24 2013

The Honorable Tim Fox
Montana Department of Justice
215 North Sanders
P.O. Box 201401
Helena, MT 59620-1401

Attn: Kenneth E. Varns, Assistant Attorney General, Medicaid Fraud Control Unit

Dear Mr. Attorney General:

The Office of Inspector General (OIG) of the U.S. Department of Health and Human Services (HHS) received your request to review the amended Montana False Claims Act, Mont. Code Ann. §§ 17-8-401 through 17-8-413, 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 HHS in consultation with the U.S. Department of Justice (DOJ). We have determined, after consulting with DOJ, that the amended Montana False Claims Act meets the requirements of section 1909 of the Act.

Any amendment to the Montana False Claims 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 Montana False Claims 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 Geeta Taylor at 202-619-0335.

Sincerely,

/Daniel R. Levinson

Daniel R. Levinson
Inspector General