



DEC 21 2006

Mr. Robert Patten
Assistant Attorney General
Medicaid Fraud Control Unit
Office of the Attorney General
State of Massachusetts
1 Ashburton Place
Boston, Massachusetts 02108

Dear Mr. Patten:

We have received your request to review the Massachusetts False Claims Law, Mass. Gen. Laws ch. 12, § 5A under the requirements of Section 6031(b) of the Deficit Reduction Act (DRA). Section 6031 of the DRA provides a financial incentive for states to enact laws that establish liability to the state for individuals and entities that submit 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 6031(b) of the DRA, as determined by the Inspector General of the Department of Health and Human Services in consultation with the Department of Justice (DOJ). Based on our review of the law and consultation with DOJ, we have determined that the Massachusetts False Claims Law meets the requirements of section 6031(b) of the DRA.

Please note that a state that has a law in effect that meets the requirements of section 6031(b) of the DRA as of January 1, 2007 will be deemed in compliance with such requirements for so long as the law continues to meet such requirements. We would appreciate it if you would notify OIG of any amendment to the Massachusetts False Claims Law within 30 days after such amendment.

If you have any questions regarding this review, please contact me, or have your staff contact Roderick Chen at 202-401-4134 or roderick.chen@oig.hhs.gov.

Sincerely,

A handwritten signature in cursive script that reads "Daniel R. Levinson".

Daniel R. Levinson
Inspector General

cc: Aaron Blight, CMS