



Washington, D.C. 20201

NOV - 4 2008

Thomas Storm, Director
Medicaid Fraud Control Unit
State of Wisconsin Department of Justice
17 W. Main Street
P.O. Box 7857
Madison, Wisconsin 53707-7857

Dear Mr. Storm:

The Office of Inspector General (OIG) of the U.S. Department of Health and Human Services (HHS) has received your request to review the Wisconsin False Claims Act, Wis. Stat. § 20.931, 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 HHS in consultation with the Department of Justice (DOJ). Based on our review of the law and consultation with DOJ, we have determined that the Wisconsin False Claims Act meets the requirements of section 6031(b) of the DRA when it is considered together with section 893.981 of the Wisconsin Statutes, which establishes a 10-year statute of limitations for actions brought under the Wisconsin False Claims Act.

Please note that a State that has a law in effect that OIG has determined meets the requirements of section 6031(b) of the DRA will be deemed to be 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 Wisconsin False Claims Act or section 893.981 of the Wisconsin Statutes within 30 days after such amendment.

If you have any questions regarding this review, please contact me, or have your staff contact Susan Elter Gillin at 202-205-9426 or susan.gillin@oig.hhs.gov, or Katie Arnholt at (202) 205-3203 or katie.arnholt@oig.hhs.gov.

Sincerely,

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

Daniel R. Levinson
Inspector General