



DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF INSPECTOR GENERAL

WASHINGTON, DC 20201



FEB 19 2014

The Honorable Eric T. Schneiderman
Office of the Attorney General, State of New York
120 Broadway
New York, NY 10271

Attn: Monica J. Hickey-Martin, Special Deputy Attorney General

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 New York False Claims Act, N.Y. Fin. Law §§ 187 through 194, as well as its procedural regulations, N.Y. Comp. Codes R. & Regs. tit. 13, §§ 400.1 through 400.8, 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 New York False Claims Act and procedural regulations meet the requirements of section 1909 of the Act.

Any amendment to the New York False Claims Act or its procedural regulations could affect OIG's determination that the New York False Claims Act meets the requirements of section 1909 of the Act. Therefore, please notify OIG of any amendment to the New York False Claims Act or its procedural regulations 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 Kaitlyn Dunn at 202-619-0335.

Sincerely,

/Daniel R. Levinson/

Daniel R. Levinson
Inspector General