



## INSPECTOR GENERAL REPORT

2010-02-0036

November 4, 2010

### EX-SPOUSE INSURANCE OVERPAYMENT

*Inspector General David O. Thomas and Staff Attorney Amanda Schaeffer, after an investigation by Special Agent Dave Clark, report as follows:*

In February of 2010, the Office of Inspector General (OIG) received a complaint regarding a Department of Corrections (DOC) employee that alleged that the employee continued to claim his ex-wife as a dependent on his state insurance even after their divorce, resulting in an overpayment of insurance claims by Anthem. Special Agent Dave Clark was assigned.

In November of 2009, the employee's ex-wife called the State Personnel Department (SPD) Benefits Hotline and stated that she was no longer married to the employee. When the employee was contacted by his Human Resources Director, he provided documentation that showed he had been divorced since September 2008. The employee should have immediately reported the divorce to SPD. In addition to not immediately reporting the divorce, the employee also went through the "open enrollment" period of the state's insurance, at which time you can make changes to your plan, and left his ex-wife listed as a dependent on

his plan. The state employee handbook clearly states that ex-spouses cannot be considered eligible dependents.

The employee's actions caused \$6,490.11 to be paid in claims for his ex-wife.

This case was submitted to the Marion County Prosecutor's Office and criminal charges of insurance fraud and official misconduct were filed in October of 2010.

Dated this 4<sup>th</sup> day of November, 2010.



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David O. Thomas, Inspector General