

## HR 1063

### Strengthening Medicare And Repaying Taxpayers Act of 2012

**Congress:** 112 (2011–2013, Ended)

**Chamber:** House

**Policy Area:** Health

**Introduced:** Mar 14, 2011

**Current Status:** Reported (Amended) by the Committee on Energy and Commerce. H. Rept. 112-715, Part I.

**Latest Action:** Reported (Amended) by the Committee on Energy and Commerce. H. Rept. 112-715, Part I. (Dec 20, 2012)

**Official Text:** <https://www.congress.gov/bill/112th-congress/house-bill/1063>

## Sponsor

**Name:** Rep. Murphy, Tim [R-PA-18]

**Party:** Republican • **State:** PA • **Chamber:** House

**Cosponsors** (140 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Kind, Ron [D-WI-3]	D · WI		Mar 14, 2011
Rep. Coble, Howard [R-NC-6]	R · NC		Mar 31, 2011
Rep. Ross, Dennis A. [R-FL-12]	R · FL		Mar 31, 2011
Rep. DeGette, Diana [D-CO-1]	D · CO		Apr 8, 2011
Rep. Paul, Ron [R-TX-14]	R · TX		Apr 8, 2011
Rep. Jones, Walter B., Jr. [R-NC-3]	R · NC		Apr 15, 2011
Rep. Michaud, Michael H. [D-ME-2]	D · ME		Apr 15, 2011
Rep. Sánchez, Linda T. [D-CA-39]	D · CA		May 2, 2011
Rep. Baldwin, Tammy [D-WI-2]	D · WI		May 13, 2011
Rep. Courtney, Joe [D-CT-2]	D · CT		May 26, 2011
Rep. Young, Don [R-AK-At Large]	R · AK		May 26, 2011
Rep. Boswell, Leonard L. [D-IA-3]	D · IA		Jun 1, 2011
Rep. Langevin, James R. [D-RI-2]	D · RI		Jun 1, 2011
Rep. Speier, Jackie [D-CA-12]	D · CA		Jun 1, 2011
Rep. Castor, Kathy [D-FL-11]	D · FL		Jun 7, 2011
Rep. Markey, Edward J. [D-MA-7]	D · MA		Jun 7, 2011
Rep. West, Allen B. [R-FL-22]	R · FL		Jun 7, 2011
Rep. Clay, Wm. Lacy [D-MO-1]	D · MO		Jun 14, 2011
Rep. Higgins, Brian [D-NY-27]	D · NY		Jun 14, 2011
Rep. Quigley, Mike [D-IL-5]	D · IL		Jun 14, 2011
Rep. Tierney, John F. [D-MA-6]	D · MA		Jun 15, 2011
Del. Norton, Eleanor Holmes [D-DC-At Large]	D · DC		Jun 16, 2011
Rep. Carnahan, Russ [D-MO-3]	D · MO		Jun 16, 2011
Rep. Braley, Bruce L. [D-IA-1]	D · IA		Jun 22, 2011
Rep. Tiberi, Patrick J. [R-OH-12]	R · OH		Jun 22, 2011
Rep. Paulsen, Erik [R-MN-3]	R · MN		Jun 24, 2011
Rep. Chabot, Steve [R-OH-1]	R · OH		Jul 7, 2011
Rep. Roskam, Peter J. [R-IL-6]	R · IL		Jul 7, 2011
Rep. Sires, Albio [D-NJ-13]	D · NJ		Jul 11, 2011
Rep. Miller, Brad [D-NC-13]	D · NC		Jul 18, 2011
Rep. Connolly, Gerald E. [D-VA-11]	D · VA		Jul 21, 2011
Rep. Holden, Tim [D-PA-17]	D · PA		Jul 27, 2011
Rep. Andrews, Robert E. [D-NJ-1]	D · NJ		Aug 30, 2011
Rep. Israel, Steve [D-NY-2]	D · NY		Aug 30, 2011
Rep. Kissell, Larry [D-NC-8]	D · NC		Aug 30, 2011
Rep. Terry, Lee [R-NE-2]	R · NE		Aug 30, 2011
Rep. Baca, Joe [D-CA-43]	D · CA		Sep 15, 2011
Rep. Duncan, John J., Jr. [R-TN-2]	R · TN		Sep 15, 2011
Rep. Engel, Eliot L. [D-NY-17]	D · NY		Sep 15, 2011
Rep. Heinrich, Martin [D-NM-1]	D · NM		Sep 15, 2011
Rep. Johnson, Timothy V. [R-IL-15]	R · IL		Sep 15, 2011

Cosponsor	Party / State	Role	Date Joined
Rep. Pingree, Chellie [D-ME-1]	D · ME		Sep 15, 2011
Rep. Sanchez, Loretta [D-CA-47]	D · CA		Sep 15, 2011
Rep. Cooper, Jim [D-TN-5]	D · TN		Sep 20, 2011
Rep. Diaz-Balart, Mario [R-FL-21]	R · FL		Sep 21, 2011
Rep. Barrow, John [D-GA-12]	D · GA		Sep 22, 2011
Rep. Burgess, Michael C. [R-TX-26]	R · TX		Sep 22, 2011
Rep. McIntyre, Mike [D-NC-7]	D · NC		Sep 22, 2011
Rep. Murphy, Christopher [D-CT-5]	D · CT		Sep 22, 2011
Rep. Gingrey, Phil [R-GA-11]	R · GA		Oct 13, 2011
Rep. Himes, James A. [D-CT-4]	D · CT		Oct 13, 2011
Rep. Jackson, Jesse L., Jr. [D-IL-2]	D · IL		Oct 13, 2011
Rep. LaTourette, Steven C. [R-OH-14]	R · OH		Oct 13, 2011
Rep. Rothman, Steven R. [D-NJ-9]	D · NJ		Oct 13, 2011
Rep. Broun, Paul C. [R-GA-10]	R · GA		Oct 14, 2011
Rep. Blackburn, Marsha [R-TN-7]	R · TN		Oct 24, 2011
Rep. Guthrie, Brett [R-KY-2]	R · KY		Oct 24, 2011
Rep. Ribble, Reid J. [R-WI-8]	R · WI		Nov 2, 2011
Rep. Deutch, Theodore E. [D-FL-19]	D · FL		Nov 4, 2011
Rep. Fitzpatrick, Michael G. [R-PA-8]	R · PA		Nov 4, 2011
Rep. Posey, Bill [R-FL-15]	R · FL		Nov 4, 2011
Rep. Stivers, Steve [R-OH-15]	R · OH		Nov 4, 2011
Rep. Luetkemeyer, Blaine [R-MO-9]	R · MO		Nov 10, 2011
Rep. Merchant, Kenny [R-TX-24]	R · TX		Dec 1, 2011
Rep. McDermott, Jim [D-WA-7]	D · WA		Dec 1, 2011
Rep. Owens, William L. [D-NY-23]	D · NY		Dec 1, 2011
Rep. Sewell, Terri A. [D-AL-7]	D · AL		Dec 1, 2011
Rep. Gallegly, Elton [R-CA-24]	R · CA		Dec 5, 2011
Rep. Griffith, H. Morgan [R-VA-9]	R · VA		Dec 5, 2011
Rep. Payne, Donald M. [D-NJ-10]	D · NJ		Dec 5, 2011
Rep. Yarmuth, John A. [D-KY-3]	D · KY		Dec 5, 2011
Rep. Green, Gene [D-TX-29]	D · TX		Dec 7, 2011
Rep. Critz, Mark S. [D-PA-12]	D · PA		Dec 12, 2011
Rep. Eshoo, Anna G. [D-CA-14]	D · CA		Dec 12, 2011
Rep. Jenkins, Lynn [R-KS-2]	R · KS		Dec 12, 2011
Rep. Johnson, Henry C. "Hank," Jr. [D-GA-4]	D · GA		Dec 12, 2011
Rep. Moran, James P. [D-VA-8]	D · VA		Dec 12, 2011
Rep. Royce, Edward R. [R-CA-40]	R · CA		Dec 12, 2011
Rep. McMorris Rodgers, Cathy [R-WA-5]	R · WA		Dec 14, 2011
Rep. Shimkus, John [R-IL-19]	R · IL		Dec 14, 2011
Rep. Johnson, Bill [R-OH-6]	R · OH		Dec 15, 2011
Rep. Scott, Tim [R-SC-1]	R · SC		Dec 15, 2011
Rep. Doyle, Michael F. [D-PA-14]	D · PA		Dec 19, 2011

Cosponsor	Party / State	Role	Date Joined
Rep. Slaughter, Louise McIntosh [D-NY-28]	D · NY		Dec 19, 2011
Rep. Lungren, Daniel E. [R-CA-3]	R · CA		Dec 30, 2011
Rep. Rangel, Charles B. [D-NY-15]	D · NY		Dec 30, 2011
Rep. Brown, Corrine [D-FL-3]	D · FL		Jan 23, 2012
Rep. Clarke, Hansen [D-MI-13]	D · MI		Jan 23, 2012
Rep. Dold, Robert J. [R-IL-10]	R · IL		Jan 23, 2012
Rep. Griffin, Tim [R-AR-2]	R · AR		Jan 23, 2012
Rep. Hirono, Mazie K. [D-HI-2]	D · HI		Jan 27, 2012
Rep. Loebssack, David [D-IA-2]	D · IA		Jan 27, 2012
Rep. Gardner, Cory [R-CO-4]	R · CO		Jan 31, 2012
Rep. Bass, Charles F. [R-NH-2]	R · NH		Feb 14, 2012
Rep. Noem, Kristi L. [R-SD-At Large]	R · SD		Feb 21, 2012
Rep. Schakowsky, Janice D. [D-IL-9]	D · IL		Feb 21, 2012
Rep. Petri, Thomas E. [R-WI-6]	R · WI		Mar 21, 2012
Rep. DeFazio, Peter A. [D-OR-4]	D · OR		Mar 28, 2012
Rep. Gibbs, Bob [R-OH-18]	R · OH		Apr 16, 2012
Rep. Schock, Aaron [R-IL-18]	R · IL		Apr 19, 2012
Rep. Roe, David P. [R-TN-1]	R · TN		Apr 23, 2012
Rep. Gosar, Paul A. [R-AZ-1]	R · AZ		Apr 27, 2012
Rep. Lipinski, Daniel [D-IL-3]	D · IL		Apr 27, 2012
Rep. Richardson, Laura [D-CA-37]	D · CA		Apr 27, 2012
Rep. Capps, Lois [D-CA-23]	D · CA		May 7, 2012
Rep. Duffy, Sean P. [R-WI-7]	R · WI		May 17, 2012
Rep. Buerkle, Ann Marie [R-NY-25]	R · NY		May 25, 2012
Rep. Cleaver, Emanuel [D-MO-5]	D · MO		May 30, 2012
Rep. Kildee, Dale E. [D-MI-5]	D · MI		May 30, 2012
Rep. Thompson, Mike [D-CA-1]	D · CA		Jun 5, 2012
Rep. Herrera Beutler, Jaime [R-WA-3]	R · WA		Jun 7, 2012
Rep. Lujan, Ben Ray [D-NM-3]	D · NM		Jun 12, 2012
Rep. Schilling, Robert T. [R-IL-17]	R · IL		Jun 12, 2012
Rep. Peters, Gary C. [D-MI-9]	D · MI		Jun 19, 2012
Rep. Crowley, Joseph [D-NY-7]	D · NY		Jun 25, 2012
Rep. Dent, Charles W. [R-PA-15]	R · PA		Jun 25, 2012
Rep. Nunes, Devin [R-CA-21]	R · CA		Jun 29, 2012
Rep. Buchanan, Vern [R-FL-13]	R · FL		Jul 9, 2012
Rep. Harris, Andy [R-MD-1]	R · MD		Jul 9, 2012
Rep. Young, Todd [R-IN-9]	R · IN		Jul 11, 2012
Rep. Davis, Danny K. [D-IL-7]	D · IL		Jul 13, 2012
Rep. Moore, Gwen [D-WI-4]	D · WI		Jul 17, 2012
Rep. Davis, Geoff [R-KY-4]	R · KY		Jul 23, 2012
Rep. Sessions, Pete [R-TX-32]	R · TX		Jul 23, 2012
Rep. Berg, Rick [R-ND-At Large]	R · ND		Jul 30, 2012

Cosponsor	Party / State	Role	Date Joined
Rep. Hultgren, Randy [R-IL-14]	R · IL		Jul 31, 2012
Rep. King, Steve [R-IA-5]	R · IA		Aug 1, 2012
Rep. Long, Billy [R-MO-7]	R · MO		Aug 1, 2012
Rep. Benishek, Dan [R-MI-1]	R · MI		Aug 2, 2012
Rep. Biggert, Judy [R-IL-13]	R · IL		Aug 2, 2012
Rep. Bilirakis, Gus M. [R-FL-9]	R · FL		Aug 2, 2012
Rep. Westmoreland, Lynn A. [R-GA-3]	R · GA		Aug 2, 2012
Rep. Forbes, J. Randy [R-VA-4]	R · VA		Sep 10, 2012
Rep. Hanabusa, Colleen W. [D-HI-1]	D · HI		Sep 12, 2012
Rep. Stearns, Cliff [R-FL-6]	R · FL		Sep 12, 2012
Rep. Black, Diane [R-TN-6]	R · TN		Sep 21, 2012
Rep. Kinzinger, Adam [R-IL-11]	R · IL		Sep 21, 2012
Rep. Perlmutter, Ed [D-CO-7]	D · CO		Nov 27, 2012
Rep. Rush, Bobby L. [D-IL-1]	D · IL		Nov 27, 2012
Rep. Johnson, Eddie Bernice [D-TX-30]	D · TX		Dec 19, 2012

## Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Reported by	Sep 11, 2012
Ways and Means Committee	House	Referred to	Mar 17, 2011

## Subjects & Policy Tags

### Policy Area:

Health

## Related Bills

Bill	Relationship	Last Action
112 S 1718	Identical bill	Oct 17, 2011: Read twice and referred to the Committee on Finance. (text of measure as introduced: CR S6602-6603)

Strengthening Medicare And Repaying Taxpayers Act of 2012 - (Sec. 2) Amends title XVIII (Medicare) of the Social Security Act with respect to reimbursement to the Secretary of Health and Human Services (HHS) by a health plan for any conditional Medicare payment made by the Secretary for items and services on behalf of a claimant.

Authorizes a claimant or applicable plan, at any time within 120 days before the reasonably expected date of a settlement, judgment, award, or other payment, to notify the Secretary that such a payment is reasonably expected as well as its expected date.

Directs the Secretary to maintain and make available to individuals to whom items and services are furnished under Medicare (and their representatives) access through a password-requiring website to information for claims (including payment amounts), including those attributable to a specific injury or incident forming the basis for a settlement, judgment, award, or other payment. Specifies requirements for such information on the website. Requires the Secretary to update the website for any payment or claims information within 15 days of receiving a claim or making a payment.

Prescribes requirements for: (1) the use of a timely web download as the basis for a final conditional amount, and (2) resolution of discrepancies with the statement of reimbursement amount.

Grants the Secretary, upon notice of intent to settle, a protected period of between 65 and 95 days (except for exceptional circumstances) in which to post on the website claims received or payments made. Requires parties subject to repayment to draw down the final conditional payment amount from the website after conclusion of the protected period, but no more than three days before the date of settlement, judgment, award, or other payment.

Requires the Secretary also to: (1) respond promptly when notified of a discrepancy related to repayment amounts posted on the website; and (2) create a right of appeals, through regulation, for determinations made with respect to reimbursement.

(Sec. 3) Exempts a primary plan, and an entity receiving payment from a primary plan, from any obligation to reimburse the appropriate Trust Fund for a Medicare payment by the Secretary with respect to any settlement, judgment, award, or other payment by an applicable plan constituting a total payment obligation to a claimant of not more than the single threshold amount calculated by the Secretary. Requires the Secretary to calculate and publish annually the single threshold amount for settlements, judgments, awards, or other payments for conditional payment obligations arising from liability insurance (including self-insurance) and for alleged physical trauma-based incidents (excluding alleged ingestion, implantation, or exposure cases).

(Sec. 4) Makes discretionary rather than mandatory the current civil money penalty for an applicable plan's noncompliance with requirements to submit insurance information about a claimant.

Prescribes requirements for the specification of practices for which sanctions will and will not be imposed on a plan (safe harbors).

(Sec. 5) Directs the Secretary to modify insurance information reporting requirements so that a plan, in complying with them, is permitted but not required to access or report beneficiary Social Security account numbers or health identification claim numbers.

(Sec. 6) Sets a three-year statute of limitations on a Medicare secondary payer claim by the Secretary for reimbursement against an applicable plan that becomes a Medicare primary payer pursuant to a settlement, judgment, award, or other

judicial action.

## **Actions Timeline**

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- **Dec 20, 2012:** Reported (Amended) by the Committee on Energy and Commerce. H. Rept. 112-715, Part I.
- **Sep 20, 2012:** Committee Consideration and Mark-up Session Held.
- **Sep 20, 2012:** Ordered to be Reported (Amended) by Voice Vote.
- **Sep 11, 2012:** Subcommittee Consideration and Mark-up Session Held.
- **Sep 11, 2012:** Forwarded by Subcommittee to Full Committee (Amended) .
- **Mar 17, 2011:** Referred to the Subcommittee on Health.
- **Mar 15, 2011:** Referred to the Subcommittee on Health.
- **Mar 14, 2011:** Introduced in House
- **Mar 14, 2011:** Referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.