

HR 2568

Fair Medical Audits Act of 2015

Congress: 114 (2015–2017, Ended)

Chamber: House

Policy Area: Health

Introduced: May 22, 2015

Current Status: Referred to the Subcommittee on Health.

Latest Action: Referred to the Subcommittee on Health. (Jun 3, 2015)

Official Text: <https://www.congress.gov/bill/114th-congress/house-bill/2568>

Sponsor

Name: Rep. Holding, George [R-NC-13]

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

Cosponsors (24 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Nunes, Devin [R-CA-22]	R · CA		May 22, 2015
Rep. Roe, David P. [R-TN-1]	R · TN		Jun 9, 2015
Rep. Carter, Earl L. "Buddy" [R-GA-1]	R · GA		Jun 23, 2015
Rep. McMorris Rodgers, Cathy [R-WA-5]	R · WA		Jul 13, 2015
Rep. Meadows, Mark [R-NC-11]	R · NC		Jul 13, 2015
Rep. LaMalfa, Doug [R-CA-1]	R · CA		Jul 15, 2015
Rep. Scott, Austin [R-GA-8]	R · GA		Jul 21, 2015
Rep. Black, Diane [R-TN-6]	R · TN		Jul 29, 2015
Rep. Duncan, Jeff [R-SC-3]	R · SC		Jul 29, 2015
Rep. Collins, Chris [R-NY-27]	R · NY		Jul 31, 2015
Rep. Blackburn, Marsha [R-TN-7]	R · TN		Sep 8, 2015
Rep. Westmoreland, Lynn A. [R-GA-3]	R · GA		Sep 8, 2015
Rep. Babin, Brian [R-TX-36]	R · TX		Sep 18, 2015
Rep. Knight, Stephen [R-CA-25]	R · CA		Sep 18, 2015
Rep. Cook, Paul [R-CA-8]	R · CA		Sep 24, 2015
Rep. Rouzer, David [R-NC-7]	R · NC		Sep 29, 2015
Rep. Jenkins, Evan H. [R-WV-3]	R · WV		Oct 6, 2015
Rep. Hice, Jody B. [R-GA-10]	R · GA		Oct 20, 2015
Rep. Wilson, Joe [R-SC-2]	R · SC		Oct 29, 2015
Rep. Farenthold, Blake [R-TX-27]	R · TX		Nov 16, 2015
Rep. Poe, Ted [R-TX-2]	R · TX		Nov 19, 2015
Rep. Royce, Edward R. [R-CA-39]	R · CA		Dec 1, 2015
Rep. Williams, Roger [R-TX-25]	R · TX		Dec 2, 2015
Rep. Ratcliffe, John [R-TX-4]	R · TX		Feb 1, 2016

Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred to	May 29, 2015
Ways and Means Committee	House	Referred to	Jun 3, 2015

Subjects & Policy Tags

Policy Area:

Health

Related Bills

No related bills are listed.

Summary (as of May 22, 2015)

Fair Medical Audits Act of 2015

This bill amends title XVIII (Medicare) of the Social Security Act to modify requirements related to the identification and recovery of overpayments under Medicare.

A contract between the the Centers for Medicare & Medicaid Services (CMS) and a recovery audit contractor must require the contractor to provide a health care provider with: (1) specified identifying, legal, and logistical information; (2) an identification of any errors or underpayments discovered in the audit; and (3) a description of how any requested overpayment amount was calculated. Standards for extrapolation when used to determine overpayment amounts are established. CMS must require a contractor to give a provider at least 90 days' notice of identified code over-utilization and to reimburse a provider for the cost of producing certain documentation. The retrospective audit period is limited to two (rather than four) years.

Recovery audit contractors must have staff with knowledge and experience related to clinical licensure and medical records, claims, and codes. A contractor that has excessive overturned determinations shall be subject to administrative penalty and, under specified circumstances, liable for attorneys' fees.

In the case of a provider seeking reconsideration of an overpayment determination, CMS may not recoup the overpayment until a decision has been rendered at the third level of appeal by an Administrative Law Judge. A recoupment based on a decision that is reversed on appeal must be returned to the provider within 30 days.

Actions Timeline

- **Jun 3, 2015:** Referred to the Subcommittee on Health.
- **May 29, 2015:** Referred to the Subcommittee on Health.
- **May 22, 2015:** Introduced in House
- **May 22, 2015:** 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.