

117TH CONGRESS
1ST SESSION

H. R. 4701

To amend title XIX of the Social Security Act to increase provider and supplier oversight under State Medicaid plans, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 27, 2021

Mr. BERGMAN (for himself and Mrs. AXNE) introduced the following bill;
which was referred to the Committee on Energy and Commerce

A BILL

To amend title XIX of the Social Security Act to increase provider and supplier oversight under State Medicaid plans, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Protecting Patients
5 from Medicaid Fraud Act”.

6 **SEC. 2. INCREASED PROVIDER AND SUPPLIER OVERSIGHT**
7 **UNDER STATE MEDICAID PLANS.**

8 Section 1902(kk) of the Social Security Act (42
9 U.S.C. 1936a(kk)) is amended—

1 (1) in paragraph (1), by adding at the end the
2 following new sentence: “In the case of a State
3 which has not participated in an optional consulta-
4 tion with the Secretary with respect to the screening
5 requirements under such section 1866(j)(2) as of the
6 date of the enactment of this sentence, the Secretary
7 shall notify each such State and such a State be re-
8 quired to consult with the Secretary with respect to
9 such requirements for providers and suppliers under
10 the State plan.”;

11 (2) in paragraph (2), by adding at the end the
12 following new sentence: “In the case of a State
13 which has not participated in an optional consulta-
14 tion with the Secretary with respect to the oversight
15 requirements under such section 1866(j)(3) as of the
16 date of the enactment of this sentence, the Secretary
17 shall notify each such State and such a State be re-
18 quired to consult with the Secretary with respect to
19 such requirements for providers and suppliers under
20 the State plan.”; and

21 (3) by adding at the end the following new
22 paragraph:

23 “(10) ENSURING COMPLIANCE WITH SCREEN-
24 ING AND OVERSIGHT REQUIREMENTS FOR PRO-
25 VIDERS AND SUPPLIERS.—In the case of any State

1 which is not in compliance with the requirements
2 under paragraphs (2) and (3) of section 1866(j)(2)
3 with respect to providers and suppliers under the
4 State plan, for the purpose of monitoring the
5 progress of such a State in attaining compliance
6 with such requirements, such State shall, on an an-
7 nual basis, submit to the Secretary information the
8 Secretary determines appropriate.”.

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