

110TH CONGRESS
1ST SESSION

H. R. 4287

To include Medicare provider payments in the Federal Payment Levy Program, to require the Department of Health and Human Services to offset Medicare provider payments by the amount of the provider's delinquent Federal debt, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 5, 2007

Mr. EMANUEL introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce and Judiciary, 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

A BILL

To include Medicare provider payments in the Federal Payment Levy Program, to require the Department of Health and Human Services to offset Medicare provider payments by the amount of the provider's delinquent Federal debt, 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 "Medicare Provider Ac-
5 countability Act".

1 **SEC. 2. INCLUSION OF MEDICARE PROVIDER PAYMENTS IN**
2 **FEDERAL PAYMENT LEVY PROGRAM.**

3 (a) IN GENERAL.—The Centers for Medicare & Med-
4 icaid Services shall take all necessary steps to participate
5 in the Federal Payment Levy Program under section
6 6331(h) of the Internal Revenue Code of 1986 as soon
7 as possible and shall ensure that—

8 (1) at least 50 percent of all payments under
9 parts A and B of title XVIII of the Social Security
10 Act are processed through such program within one
11 year of the date of enactment of this Act, and

12 (2) all remaining payments under such parts A
13 and B are processed through such program within
14 two years of such date.

15 (b) ASSISTANCE.—The Financial Management Serv-
16 ices and the Internal Revenue Service shall provide assist-
17 ance to the Centers for Medicare & Medicaid Services to
18 ensure that all payments described in subsection (a) are
19 included in the Federal Payment Levy Program by the
20 deadlines specified in that subsection.

21 **SEC. 3. APPLICATION OF ADMINISTRATIVE OFFSET PROVI-**
22 **SIONS TO MEDICARE PROVIDER PAYMENTS.**

23 (a) IN GENERAL.—Section 3716 of title 31, United
24 States Code, is amended—

1 (1) by inserting “the Department of Health and
2 Human Services,” after “United States Postal Serv-
3 ice,” in subsection (c)(1)(A), and

4 (2) by adding at the end of subsection (c)(3)
5 the following new subparagraph:

6 “(D) This section shall apply to claims or
7 debts, and to amounts payable, under title
8 XVIII of the Social Security Act.”.

9 (b) EFFECTIVE DATE.—The amendments made by
10 this section shall apply to payments made after the date
11 of enactment of this Act.

12 **SEC. 4. STREAMLINING TAX LEVIES ON FEDERAL PAY-**
13 **MENTS.**

14 (a) IN GENERAL.—Section 6330(f) of the Internal
15 Revenue Code of 1986 (relating to jeopardy and State re-
16 fund collection) is amended—

17 (1) by striking “or” at the end of paragraph
18 (1),

19 (2) by striking the comma at the end of para-
20 graph (2) and inserting “; or”,

21 (3) by inserting after paragraph (2) the fol-
22 lowing new paragraph:

23 “(3) the Secretary has approved a levy, includ-
24 ing a continuing levy under section 6331(h), on

1 specified payments, as defined in section
2 6331(h)(2),” and

3 (4) by striking the heading and inserting
4 “JEOPARDY, STATE REFUND, AND COLLECTION
5 FROM FEDERAL PAYMENTS”.

6 (b) EFFECTIVE DATE.—The amendments made by
7 this section shall apply to levies made after the date of
8 enactment of this Act.

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