

112TH CONGRESS
2D SESSION

H. R. 6103

To amend title XI of the Social Security Act to increase fines and penalties for Medicare fraud to augment Medicare fraud enforcement activities, such as the Health Care Fraud and Enforcement Action Team (HEAT) program.

IN THE HOUSE OF REPRESENTATIVES

JULY 11, 2012

Ms. HOCHUL introduced the following bill; which was 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

A BILL

To amend title XI of the Social Security Act to increase fines and penalties for Medicare fraud to augment Medicare fraud enforcement activities, such as the Health Care Fraud and Enforcement Action Team (HEAT) program.

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 “Stop Medicare Fraud
5 Act of 2012”.

1 **SEC. 2. INCREASE IN CIVIL AND CRIMINAL PENALTY LEV-**
2 **ELS FOR MEDICARE FRAUD.**

3 (a) IN GENERAL.—Title XI of the Social Security Act
4 is amended by inserting after section 1128J the following
5 new section:

6 “INCREASE IN CIVIL AND CRIMINAL PENALTY LEVELS
7 FOR MEDICARE FRAUD

8 “SEC. 1128K. (a) IN GENERAL.—In determining the
9 amount of any civil or criminal penalty specified in this
10 part for an offense insofar as it relates to the Medicare
11 program under title XVIII, notwithstanding any other
12 provision of this part, the maximum or other statutory
13 penalty level otherwise specified under this part for such
14 an offense (after application of any inflation or other fac-
15 tor that would otherwise apply) is increased to 10 times
16 such level.

17 “(b) APPLICATION OF INCREASED FUNDS TO COM-
18 BAT FRAUD AND ABUSE, INCLUDING THE HEAT PRO-
19 GRAM.—Nothing in this section shall affect the purposes
20 for which a penalty referred to in subsection (a) may be
21 used, regardless of the increased level of such penalty, in-
22 cluding for the deposit of excess recovered funds into the
23 Health Care Fraud and Abuse Control Account (under
24 section 1817(k)) for use in combating fraud, waste, and
25 abuse under the Medicare program under title XVIII,

1 which includes programs such as the Health Care Fraud
2 and Enforcement Action Team (HEAT) program.”.

3 (b) EFFECTIVE DATE.—The amendment made by
4 subsection (a) shall apply to actions occurring after the
5 date of the enactment of this Act.

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