

118TH CONGRESS  
1ST SESSION

# S. 2164

To increase oversight and transparency with respect to Medicare billing codes.

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IN THE SENATE OF THE UNITED STATES

JUNE 22, 2023

Mr. KENNEDY introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To increase oversight and transparency with respect to Medicare billing codes.

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 “Accountability for  
5 Long Term Medicare Solvency Act”.

6 **SEC. 2. INCREASING OVERSIGHT AND TRANSPARENCY**  
7 **WITH RESPECT TO MEDICARE BILLING**  
8 **CODES.**

9 (a) HHS OIG STUDY AND REPORT.—

10 (1) STUDY.—The Inspector General of the De-  
11 partment of Health and Human Services shall con-

1 duct a comprehensive study of the processes used by  
2 the Centers for Medicare & Medicaid Services for  
3 adding, modifying, and removing billing codes under  
4 the Medicare program under title XVIII of the So-  
5 cial Security Act (42 U.S.C. 1395 et seq.). Such  
6 study shall include an analysis of—

7 (A) the level and types of data and anal-  
8 ysis considered;

9 (B) trends in the number and types of  
10 codes added, modified, removed, or revalued;

11 (C) areas or specialties with the highest  
12 growth;

13 (D) efforts by the Centers for Medicare &  
14 Medicaid Services to monitor effects on out-  
15 comes, costs over time, and other issues.

16 (2) REPORT.—Not later than 12 months after  
17 the date of enactment of this Act, the Inspector  
18 General shall submit to Congress a report containing  
19 the results of the study conducted under paragraph  
20 (1), together with recommendations for such legisla-  
21 tion and administrative action the Inspector General  
22 determines appropriate to improve transparency and  
23 oversight of the processes described in such para-  
24 graph.

1           (b) ANNUAL REPORTING ON NEW MEDICARE BILL-  
2   ING CODES.—Not later than June 1 of each year (begin-  
3   ning with 2024), the Secretary of Health and Human  
4   Services shall submit to Congress and make publicly avail-  
5   able on the internet website of the Centers for Medicare  
6   & Medicaid Services a report listing any billing codes  
7   added under the Medicare program under title XVIII of  
8   the Social Security Act during the preceding year, along  
9   with the associated volume and expenditures for such  
10  codes under the Medicare program.

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