

109TH CONGRESS
1ST SESSION

H. R. 2760

To amend title XVIII of the Social Security Act to require the preparation of audit reports based upon the financial auditing of Medicare Advantage organizations and to make such reports available to the public.

IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 2005

Mr. ANDREWS introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, 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 XVIII of the Social Security Act to require the preparation of audit reports based upon the financial auditing of Medicare Advantage organizations and to make such reports available to the public.

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 Advantage
5 Audit Reports Act”.

1 **SEC. 2. PREPARATION AND AVAILABILITY OF AUDIT RE-**
2 **PORTS.**

3 (a) IN GENERAL.—Section 1857(d)(1) of the Social
4 Security Act (42 U.S.C. 1395w-27(d)(1)) is amended—

5 (1) by striking “The Secretary” and inserting
6 the following:

7 “(A) IN GENERAL.—The Secretary”; and

8 (2) by adding at the end the following new sub-
9 paragraph:

10 “(B) AUDIT REPORTS.—Upon completion
11 of each audit under subparagraph (A), the Sec-
12 retary shall prepare and make available an
13 audit report stating the analysis and conclu-
14 sions of the Secretary regarding such audit.
15 Each audit report shall include a detailed sum-
16 mary of the financial information upon which
17 the analysis and conclusions of the Secretary
18 are based, including the data referred to in sub-
19 paragraph (A). Section 552(b)(4) of title 5,
20 United States Code, shall not apply to any
21 audit report prepared under this subpara-
22 graph.”.

23 (b) EFFECTIVE DATE.—The amendments made by
24 this section shall apply to any audit completed after the
25 date of the enactment of this Act.