

DEPARTMENT OF HEALTH & HUMAN SERVICES  
Centers for Medicare & Medicaid Services  
7500 Security Boulevard  
Baltimore, Maryland 21244-1850



## MEDICARE PARTS C AND D OVERSIGHT AND ENFORCEMENT GROUP

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Date: May 15, 2025

To: All Medicare Advantage Organizations, Medicare Advantage – Prescription Drug Plans, Prescription Drug Plans, Section 1876 Cost Plans, and Medicare-Medicaid Plans

From: John A. Scott, Director  
Medicare Parts C and D Oversight and Enforcement Group

Subject: Standard Civil Money Penalty Amount Update

On June 21, 2019, the Centers for Medicare & Medicaid Services (CMS) released the final version of its revised Civil Money Penalty (CMP) calculation methodology that is used when the Medicare Parts C and D Oversight and Enforcement Group determines a CMP is the appropriate enforcement action to take against an organization to address identified deficiencies.<sup>1</sup> The methodology outlined the approach for increasing minimum penalty amounts permitted under regulation at 42 C.F.R. §§ 422.760(b)(3) and 423.760(b)(3). CMS updated and announced the minimum penalty and aggravating factor amounts in 2022 and further stated the calculation and accrual of the standard minimum penalty and aggravating factor amounts would be tracked and announced on an annual basis. Therefore, CMS is announcing the updated 2025 accrued and applied CMP amounts via this HPMS Memo.

The following tables show the current and accrued minimum CMP amounts:

Table 1: Per Enrollee CMP Standard Minimum Penalty Accrual Amount for 2025

Adjustment Year	OMB Multiplier	Starting Standard Minimum Penalty (Accrual)	Standard Minimum Penalty After Adjustment (Accrual)	Applied Standard Minimum Penalty Each Year
2022	1.06222	\$218	\$232	\$232
2023	1.07745	\$232	\$250	\$232
2024	1.03241	\$250	\$258	\$232
<b>2025</b>	1.02598	\$258	\$265	<b>\$265</b>

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<sup>1</sup> This document is accessible in the “Downloads” section of the following CMS webpage:  
<https://www.cms.gov/Medicare/Compliance-and-Audits/Part-C-and-Part-D-Compliance-and-Audits/PartCandPartDEnforcementActions-.html>

Table 2: Per Determination CMP Standard Minimum Penalty Accrual Amount for 2025

<b>Adjustment Year</b>	<b>OMB Multiplier</b>	<b>Starting Standard Minimum Penalty (Accrual)</b>	<b>Standard Minimum Penalty After Adjustment (Accrual)</b>	<b>Applied Standard Minimum Penalty Each Year</b>
2022	1.06222	\$21,896	\$23,258	\$23,258
2023	1.07745	\$23,258	\$25,059	\$23,258
2024	1.03241	\$25,059	\$25,872	\$23,258
<b>2025</b>	1.02598	\$25,872	\$26,544	<b>\$26,544</b>

Table 3: Per Enrollee Untimely or Inaccurate Material Standard Minimum Penalty Accrual Amount for 2025

<b>Adjustment Year</b>	<b>OMB Multiplier</b>	<b>Starting Standard Minimum Penalty (Accrual)</b>	<b>Standard Minimum Penalty After Adjustment (Accrual)</b>	<b>Applied Standard Minimum Penalty Each Year</b>
2022	1.06222	\$28	\$30	\$30
2023	1.07745	\$30	\$32	\$30
2024	1.03241	\$32	\$33	\$30
<b>2025</b>	1.02598	\$33	\$34	<b>\$34</b>

Table 4: Per Enrollee Aggravating Factor Accrual Amount for 2025

<b>Adjustment Year</b>	<b>OMB Multiplier</b>	<b>Starting Aggravating Factor Amount (Accrual)</b>	<b>Aggravating Factor Amount After Adjustment (Accrual)</b>	<b>Applied Aggravating Factor Amount Each Year</b>
2022	1.06222	\$109	\$116	\$116
2023	1.07745	\$116	\$125	\$116
2024	1.03241	\$125	\$129	\$116
<b>2025</b>	1.02598	\$129	\$132	<b>\$132</b>

Table 5 Per Enrollee CMP Untimely or Inaccurate Material Aggravating Factor Accrual Amount for 2025

<b>Adjustment Year</b>	<b>OMB Multiplier</b>	<b>Starting Aggravating Factor Amount (Accrual)</b>	<b>Aggravating Factor Amount After Adjustment (Accrual)</b>	<b>Applied Aggravating Factor Amount Each Year</b>
2022	1.06222	\$17	\$18	\$18
2023	1.07745	\$18	\$19	\$18
2024	1.03241	\$19	\$20	\$18
<b>2025</b>	1.02598	\$20	\$21	<b>\$21</b>

Table 6: Per Determination CMP Aggravating Factor Accrual Amount for 2025

<b>Adjustment Year</b>	<b>OMB Multiplier</b>	<b>Starting Aggravating Factor Amount (Accrual)</b>	<b>Aggravating Factor Amount After Adjustment (Accrual)</b>	<b>Applied Aggravating Factor Amount Each Year</b>
2022	1.06222	\$5,474	\$5,814	\$5,814
2023	1.07745	\$5,814	\$6,264	\$5,814
2024	1.03241	\$6,264	\$6,467	\$5,814
<b>2025</b>	1.02598	\$6,467	\$6,635	<b>\$6,635</b>

Table 7: 2025 Per Determination and Per Enrollee Standard Minimum Penalty and Aggravating Factor Amounts<sup>2</sup>

<b>Penalty Type</b>	<b>Penalty Amount</b>
Per Determination CMP Standard Minimum Penalty	\$26,544
Per Determination CMP Aggravating Factor	\$6,635
Per Enrollee CMP Standard Minimum Penalty	\$265
Per Enrollee Aggravating Factor	\$132
Per Enrollee Untimely or Inaccurate Material Standard Minimum Penalty Amount	\$34
Per Enrollee CMP Untimely or Inaccurate Material Aggravating Factor	\$21

This document is also accessible in the “Downloads” section of the following CMS webpage: <https://www.cms.gov/Medicare/Compliance-and-Audits/Part-C-and-Part-D-Compliance-and-Audits/PartCandPartDENforcementActions-.html>.

If you have questions, please send them to: [part\\_c\\_part\\_d\\_audit@cms.hhs.gov](mailto:part_c_part_d_audit@cms.hhs.gov).

<sup>2</sup> These are minimum penalty amounts that CMS typically uses. It should be noted that CMS has the authority to issue a CMP up to the maximum amount permitted under regulation (42 C.F.R. §§ 422.760(b)(1) and 423.760(b)(1)) for each affected enrollee or each determination as warranted. The annually adjusted maximum per determination or per enrollee amount for 2024 was \$47,596.