

1 ENGROSSED HOUSE
2 BILL NO. 3029

By: Bush, Provenzano, Moore,
Fugate, Randleman and
Manger of the House

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4 and

Pugh of the Senate

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7 An Act relating to health care; creating the
8 Transparency in Health Care Prices Act; defining
9 terms; requiring health care providers to make
10 available the health care prices for certain health
11 care services; providing for disclosure; providing
12 exception; allowing for health care price disclosure
13 upon request; requiring health care facility to make
14 available health care prices for certain health care
15 services; providing for disclosure; allowing
16 disclosure of basis for health care prices;
17 prohibiting review of health care prices by agency;
18 declaring intent; providing for codification; and
19 providing an effective date.

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22 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

23 SECTION 1. NEW LAW A new section of law to be codified
24 in the Oklahoma Statutes as Section 6572 of Title 36, unless there
is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Transparency in
Health Care Prices Act".

SECTION 2. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 6573 of Title 36, unless there
is created a duplication in numbering, reads as follows:

As used in the Transparency in Health Care Prices Act:

1. "Agency" means a government department, agency or a government-created entity;

2. "CPT code" means the Current Procedural Terminology code, or its successor code, as developed and copyrighted by the American Medical Association or its successor entity;

3. "Health care facility" means a facility licensed or certified by the State Department of Health, but shall not include a nursing care facility, assisted living facility or home care agency;

4. "Health care price" means the cash price that a health care provider or health care facility will charge a recipient for health care services that will be rendered. Health care price is the price charged for the standard service for the particular diagnosis and does not include any amount that may be charged for complications or exceptional treatment;

5. "Health care provider" means a person who is licensed, certified or registered by this state to provide health care services or a medical group, independent practice association or professional corporation providing health care services;

6. "Health care services" or "services" means services included in, or incidental to, furnishing to an individual:

a. medical, mental, dental or optometric care or hospitalization, or

1 b. other services for the purpose of preventing,
2 alleviating, curing or healing a physical or mental
3 illness or injury;

4 7. "Recipient" means an individual who receives health care
5 services from a health care provider or health care facility; and

6 8. "Specialty service line" means health care services rendered
7 by a specific medical specialty to include, but not be limited to:

- 8 a. general surgery,
- 9 b. obstetrics or gynecology,
- 10 c. cardiology,
- 11 d. urology,
- 12 e. ophthalmology,
- 13 f. neurology/neurosurgery,
- 14 g. orthopedics,
- 15 h. hematology/oncology,
- 16 i. pathology,
- 17 j. radiology,
- 18 k. emergency medicine,
- 19 l. physical therapy, or
- 20 m. another specialty service provided by a health care
21 facility.

22 SECTION 3. NEW LAW A new section of law to be codified
23 in the Oklahoma Statutes as Section 6574 of Title 36, unless there
24 is created a duplication in numbering, reads as follows:

1 A. A health care provider shall make available to the public,
2 in a single document, either electronically or by posting
3 conspicuously on the provider's website if one exists, the health
4 care prices for at least the twenty most common health care services
5 the health care provider provides. If the health care provider, in
6 the normal course of his or her practice, regularly provides fewer
7 than twenty health care services, the health care provider shall
8 make available the health care prices for the health care services
9 the provider most commonly provides.

10 B. The health care provider shall identify the services by:

11 1. A Current Procedural Terminology code or other coding system
12 commonly used by the health care provider and accepted as a national
13 standard for billing; and

14 2. A plain English description.

15 C. The health care provider shall update the document as
16 frequently as the health care provider deems appropriate, but at
17 least annually.

18 SECTION 4. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 6575 of Title 36, unless there
20 is created a duplication in numbering, reads as follows:

21 A. A health care facility shall make available to the public,
22 in a single document, either electronically or by posting
23 conspicuously on its website if one exists, the health care prices
24 for at least:

1 1. The twenty most used diagnosis-related group codes or other
2 codes for inpatient health care services per specialty service line
3 used by the health care facility for billing; and

4 2. The twenty most used outpatient CPT codes or health care
5 services procedure codes per specialty service line used for
6 billing.

7 B. A health care facility shall include with the health care
8 prices provided pursuant to subsection A of this section a plain
9 English description of the services for which the health care prices
10 are provided.

11 C. The health care facility shall update the document as
12 frequently as it deems appropriate, but at least annually.

13 SECTION 5. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 6576 of Title 36, unless there
15 is created a duplication in numbering, reads as follows:

16 A. Nothing in the Transparency in Health Care Prices Act shall
17 require a health care facility or health care provider to report its
18 health care prices to any agency for review, filing or other
19 purposes, or for applications for health care professional loan
20 repayment. The Transparency in Health Care Prices Act shall not
21 grant any agency the authority to approve, disapprove or limit a
22 health care facility's or health care provider's health care prices
23 or change its health care prices.

1 B. Nothing in this act shall impair contracts between private
2 parties.

3 SECTION 6. This act shall become effective November 1, 2020.

4 Passed the House of Representatives the 9th day of March, 2020.

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7 Presiding Officer of the House
of Representatives

8 Passed the Senate the ____ day of _____, 2020.

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11 Presiding Officer of the Senate
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