

AMENDMENT

OFFERED BY MR. PERLMUTTER OF COLORADO

Add at the end the following new title:

1 **TITLE III—TRANSPARENCY IN**
2 **ALL HEALTH CARE PRICING**

3 **SEC. 1. SHORT TITLE.**

4 This title may be cited as the “Transparency in All
5 Health Care Pricing Act of 2017”.

6 **SEC. 2. TRANSPARENCY IN ALL HEALTH CARE PRICING.**

7 (a) IN GENERAL.—Any and all individuals or busi-
8 ness entities, including hospitals, physicians, nurses, phar-
9 macies, pharmaceutical manufacturers, dentists, and the
10 insurance entities described in subsection (d), and any
11 other health care related providers or issuers that offer
12 or furnish health care related items, products, services, or
13 procedures (as defined by the Secretary of Health and
14 Human Services) for sale to the public shall publicly dis-
15 close, on a continuous basis, all prices for such items,
16 products, services, or procedures in accordance with this
17 section.

18 (b) MANNER OF DISCLOSURE.—The disclosure re-
19 quired under subsection (a) shall—

1 (1) be made in an open and conspicuous man-
2 ner;

3 (2) be made available at the point of purchase,
4 in print, and on the Internet; and

5 (3) include all wholesale, retail, subsidized, dis-
6 counted, or other such prices the individuals or busi-
7 ness entities described in such subsection accept as
8 payment in full for items, products, services, or pro-
9 cedures such individuals or business entities furnish
10 to individual consumers.

11 (c) PENALTIES.—The Secretary of Health and
12 Human Services may investigate any and all individuals
13 or business entities that fail to comply with the require-
14 ments of this section and may impose on such individuals
15 or business entities civil fines, or other civil penalties, as
16 determined appropriate by the Secretary.

17 (d) INSURANCE ENTITY DESCRIBED.—For purposes
18 of this section, an insurance entity includes a health insur-
19 ance issuer with respect to the offering of health insurance
20 coverage, including in the individual market and small and
21 large group market (as such terms are defined in section
22 2791 of the Public Health Service Act), a plan sponsor
23 with respect to the offering of a group health plan (as
24 defined in such section 2791), and entities responsible for
25 the administration of governmental health plans (includ-

1 ing the Centers for Medicare & Medicaid Services with re-
2 spect to the Medicare program under title XVIII of the
3 Social Security Act, State agencies responsible for admin-
4 istration of State plans under the Medicaid program under
5 title XIX of such Act, or State child assistance plans
6 under the State Children's Health Insurance Program
7 under title XXI of such Act, and the Office of Personnel
8 Management with respect to the Federal Employees
9 Health Benefits Program under chapter 89 of title 5,
10 United States Code).

