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## State of Minnesota

## HOUSE OF REPRESENTATIVES

NINETIETH SESSION

н. б. No. 3541

03/08/2018 Authored by Loonan and Gruenhagen
The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform

1.1 A bill for an act

relating to health; requiring transparency in health care costs; proposing coding for new law in Minnesota Statutes, chapter 62J.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Subdivision 1. **Program requirements.** (a) In order to facilitate price transparency in

## Section 1. [62J.815] HEALTH CARE PRICE DISCLOSURE.

health care costs, the commissioner of health shall establish the health care price disclosure program. Notwithstanding any nondisclosure agreement or contractual obligation, all individuals and business entities, including hospitals, physicians, nurses, pharmacies, pharmaceutical manufacturers, dentists, and any other health care related provider that furnishes health care related items, products, services, or procedures for sale to consumers shall disclose the price for each item, product, service, or procedure. The price disclosure must be made to a consumer at the time of service or sale of a product and must include the provider billed amount, the health plan reimbursement rate for the provider's highest-volume health plan payor, and the Medicaid and Medicare allowable reimbursement price the individual or business entity accepts as payment for each item, product, service, or procedure.

(b) The disclosure of price and provider billed amount required under this section shall not be considered a violation of any confidentiality obligation contained in any binding contractual agreement.

Subd. 2. **Information on costs.** The price of each item, product, service, or procedure may be made available on the individual's or business entity's Web site.

Section 1.

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Subd. 3. Penalty. A person who intentionally or repeatedly violates a provision of this

section is guilty of a petty misdemeanor, and may be fined not more than \$300 for each

2.3 <u>failure to disclose prices under this section.</u>

Section 1. 2