

SB 1060 -3 STAFF MEASURE SUMMARY

Senate Committee On Health Care

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Meeting Dates: 3/27, 4/8

WHAT THE MEASURE DOES:

The measure requires hospitals to publicly disclose their standard charges for medical services, including rates negotiated with different payers and discounted cash prices. It allows patients to sue hospitals that are noncompliant at the time of service for improperly seeking payment

Detailed Summary:

Publication of standard charges

- Requires hospitals to publish data in a machine-readable format on a website that is searchable and free to access, without requiring an account, password, or personal information.
- Includes gross charges, minimum and maximum rates negotiated with different payers, and any discounted cash price.
- Requires hospitals to provide shoppable services pricing for at least 300 services that are commonly scheduled in advance.
 - Must include ancillary services and services specified by the Centers for Medicare & Medicaid Services (CMS).
- Requires separate lists for inpatient and outpatient services, if pricing differs.

Private right of action

- Patients may sue hospitals that are noncompliant at the time of service for improperly seeking payment.
- Courts may require hospitals to refund payments, dismiss collections actions, and pay damages.

Takes effect on 91st day following adjournment sine die.

Fiscal: Minimal fiscal impact

Revenue: No revenue impact

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

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- Removes the Oregon Health Authority's (OHA) rulemaking authority on hospital audits and compliance.
- Removes the requirement for hospitals to report updated lists of standard charges to OHA.
- Removes OHA's authority to issue corrective action plans.
- Removes OHA's authority to establish and publicly provide an electronic form for submitting complaints and to pursue debt collection actions for noncompliant items or services.
- Removes provision for individual action against a hospital not in compliance at the time of service.
- Removes civil penalties for noncompliance.

BACKGROUND:

In 2021, the Centers for Medicare and Medicaid Services ([CMS](#)) began requiring hospitals to share their standard charges in two ways: a detailed, machine-readable file and a user-friendly display listing charges for at least 300 common services.

Senate Bill 1060 A requires hospitals to publicly disclose their standard charges for medical services. The measure allows civil actions by patients and restricts collection actions for noncompliant hospitals.

Analysis prepared by Aleya García Rivas, LPRO Graduate Intern

PRELIMINARY