

HOUSE BILL No. 5094

October 23, 2013, Introduced by Rep. Lori and referred to the Committee on Insurance.

A bill to amend 1978 PA 368, entitled
"Public health code,"
(MCL 333.1101 to 333.25211) by adding section 21517.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 21517. (1) A HOSPITAL THAT USES A CHARGE DESCRIPTION
2 MASTER SHALL MAKE ITS CHARGE DESCRIPTION MASTER AVAILABLE BY
3 POSTING AN ELECTRONIC COPY OF THE CHARGE DESCRIPTION MASTER ON THE
4 HOSPITAL'S INTERNET WEBSITE. IF THE HOSPITAL HAS NO WEBSITE, IT
5 SHALL MAKE A WRITTEN OR ELECTRONIC COPY AVAILABLE AT THE HOSPITAL
6 LOCATION. A HOSPITAL SHALL ALSO POST A CLEAR AND CONSPICUOUS NOTICE
7 IN ITS EMERGENCY DEPARTMENT, IF ANY, ADMISSIONS OFFICE, AND BILLING
8 OFFICE INFORMING PATIENTS THAT THE HOSPITAL'S CHARGE DESCRIPTION
9 MASTER IS AVAILABLE IN THE MANNER DESCRIBED IN THIS SUBSECTION. A

1 HOSPITAL SHALL NOT ENTER INTO ANY CONTRACT THAT PREVENTS IT FROM
2 MAKING ITS CHARGE DESCRIPTION MASTER AVAILABLE AS REQUIRED IN THIS
3 SUBSECTION.

4 (2) ANY PERSON MAY FILE A CLAIM WITH THE DEPARTMENT ALLEGING A
5 VIOLATION OF THIS SECTION. THE DEPARTMENT SHALL INVESTIGATE AND
6 INFORM THE COMPLAINING PERSON OF ITS DETERMINATION WHETHER A
7 VIOLATION HAS OCCURRED AND WHAT ACTION IT WILL TAKE. THE DEPARTMENT
8 MAY IMPOSE AN ADMINISTRATIVE FINE OF UP TO \$1,000.00 PER DAY FOR A
9 VIOLATION OF THIS SECTION.

10 (3) AS USED IN THIS SECTION, "CHARGE DESCRIPTION MASTER" MEANS
11 A UNIFORM SCHEDULE OF CHARGES REPRESENTED BY THE HOSPITAL AS ITS
12 GROSS BILLED CHARGE FOR A GIVEN SERVICE OR ITEM, REGARDLESS OF
13 PAYER TYPE.

14 Enacting section 1. This amendatory act takes effect 1 year
15 after the date it is enacted into law.