

115TH CONGRESS
2D SESSION

H. R. 6143

To ensure that health insurance issuers and group health plans do not prohibit pharmacy providers from providing certain information to enrollees.

IN THE HOUSE OF REPRESENTATIVES

JUNE 19, 2018

Mr. DOGGETT introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To ensure that health insurance issuers and group health plans do not prohibit pharmacy providers from providing certain information to enrollees.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Patient Right to Know
5 Drug Prices Act”.

6 **SEC. 2. PROHIBITION ON LIMITING CERTAIN INFORMATION**
7 **ON DRUG PRICES.**

8 (a) EXCHANGE PLANS.—Section 1311(e) of the Pa-
9 tient Protection and Affordable Care Act (42 U.S.C.
10 18031(e)) is amended by adding at the end the following:

1 “(4) INFORMATION ON PRESCRIPTION
2 DRUGS.—The Exchange shall require health plans
3 seeking certification as qualified health plans to en-
4 sure that—

5 “(A) the health insurance issuer does not
6 restrict any pharmacy that dispenses a pre-
7 scription drug to an enrollee in the plan from
8 informing (or penalize such pharmacy for in-
9 forming) an enrollee of any differential between
10 the price of the drug to the enrollee under the
11 plan and the price the individual would pay for
12 the drug if the enrollee obtained the drug with-
13 out using any health insurance coverage; and

14 “(B) any entity that provides pharmacy
15 benefits management services under a contract
16 with any such health plan does not, with re-
17 spect to such plan or any health benefits plan
18 that the entity contracts with to provide phar-
19 macy benefits management services and that is
20 offered by an entity other than such sponsor or
21 organization, restrict a pharmacy that dispenses
22 a prescription drug from informing (or penalize
23 such pharmacy for informing) an enrollee of
24 any differential between the price of the drug to
25 the enrollee under the plan and the price the in-

1 dividual would pay for the drug if the enrollee
2 obtained the drug without using any health in-
3 surance coverage.”.

4 (b) OTHER HEALTH PLANS.—The provisions of sec-
5 tion 1311(e)(4) of the Patient Protection and Affordable
6 Care Act (as added by subsection (a)) shall apply to all
7 health insurance issuers with respect to health insurance
8 coverage and to all group health plans (as such terms are
9 defined in section 2791 of the Public Health Service Act
10 (42 U.S.C. 300gg–91)).

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