HR 5378

Lower Costs, More Transparency Act

Congress: 118 (2023–2025, Ended)
Chamber: House
Policy Area: Health
Introduced: Sep 8, 2023
Current Status: Motion to reconsider laid on the table Agreed to without objection.
Latest Action: Motion to reconsider laid on the table Agreed to without objection. (Dec 11, 2023)
Official Text: https://www.congress.gov/bill/118th-congress/house-bill/5378

Sponsor

Name: Rep. McMorris Rodgers, Cathy [R-WA-5]
Party: Republican • **State:** WA • **Chamber:** House

Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Foxx, Virginia [R-NC-5]	R · NC		Sep 8, 2023
Rep. Pallone, Frank, Jr. [D-NJ-6]	D · NJ		Sep 8, 2023
Rep. Smith, Jason [R-MO-8]	R · MO		Sep 8, 2023

Committee Activity

Committee	Chamber	Activity	Date
Education and Workforce Committee	House	Referred To	Sep 8, 2023
Energy and Commerce Committee	House	Referred to	Sep 15, 2023
Ways and Means Committee	House	Referred To	Sep 8, 2023

Subjects & Policy Tags

Policy Area:

Health

Related Bills

Bill	Relationship	Last Action
118 HR 3237	Identical bill	**Dec 17, 2024:** Referred to the Subcommittee on Health.
118 HR 4883	Related bill	**Dec 17, 2024:** Referred to the Subcommittee on Health.
118 HR 3284	Related bill	**Dec 5, 2024:** Placed on the Union Calendar, Calendar No. 672.
118 HR 4508	Related bill	**Nov 1, 2023:** Placed on the Union Calendar, Calendar No. 209.
118 HR 4527	Related bill	**Nov 1, 2023:** Placed on the Union Calendar, Calendar No. 210.
118 S 1855	Related bill	**Jul 27, 2023:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 184.
118 S 2308	Related bill	**Jul 13, 2023:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions.
118 HR 3839	Related bill	**Jun 9, 2023:** Referred to the Subcommittee on Health.
118 HR 2665	Related bill	**Apr 18, 2023:** Referred to the House Committee on Energy and Commerce.
118 S 775	Related bill	**Mar 14, 2023:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Summary (as of Dec 11, 2023)

Lower Costs, More Transparency Act

This bill requires health care providers and insurers to disclose certain information about health care costs. It also establishes requirements for certain payment methodologies under Medicare and Medicaid and extends several public health programs.

For example, the bill provides statutory authority for regulations that require hospitals to annually publish their prices and related information, including the discounted cash price and negotiated charges. The bill also specifically extends these requirements to clinical laboratories, imaging service providers, and ambulatory surgical centers that participate in Medicare. Additionally, pharmacy benefit managers (PBMs) must semiannually report to health plan sponsors certain information on spending, rebates, and fees that are associated with covered drugs. Contracts with PBMs for employer-sponsored health plans must also allow health plan fiduciaries to audit certain claims and cost information without undue restrictions.

In addition, the bill requires pass-through pricing models, and prohibits spread-pricing, for payment arrangements with PBMs under Medicaid. It also requires Medicare payments for certain drug administration services at off-campus hospital outpatient departments to be the same as that for other provider settings (i.e., physician offices).

The bill provides funds for the Department of Health and Human Services, the Department of Treasury, and the Department of Labor to implement and enforce the bill's requirements.

Finally, the bill extends several public health programs, including the Teaching Health Center Graduate Medical Education Program (through FY2030) and the National Health Service Corps (through December 31, 2025).

Actions Timeline

- **Dec 11, 2023:** Mrs. Rodgers (WA) moved to suspend the rules and pass the bill, as amended.
- **Dec 11, 2023:** Considered under suspension of the rules. (consideration: CR H6762-6789)
- **Dec 11, 2023:** DEBATE - The House proceeded with forty minutes of debate on H.R. 5378.
- **Dec 11, 2023:** At the conclusion of debate, the Yeas and Nays were demanded and ordered. Pursuant to the provisions of clause 8, rule XX, the Chair announced that further proceedings on the motion would be postponed.
- **Dec 11, 2023:** Considered as unfinished business. (consideration: CR H6801-6802)
- **Dec 11, 2023:** Passed/agreed to in House: On motion to suspend the rules and pass the bill, as amended Agreed to by the Yeas and Nays: (2/3 required): 320 - 71, 1 Present (Roll no. 708). (text: CR H6762-6785)
- **Dec 11, 2023:** On motion to suspend the rules and pass the bill, as amended Agreed to by the Yeas and Nays: (2/3 required): 320 - 71, 1 Present (Roll no. 708). (text: CR H6762-6785)
- **Dec 11, 2023:** Motion to reconsider laid on the table Agreed to without objection.
- **Sep 15, 2023:** Referred to the Subcommittee on Health.
- **Sep 8, 2023:** Introduced in House
- **Sep 8, 2023:** Referred to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

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