

AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 9390
OFFERED BY M .

Strike all after the enacting clause and insert the following:

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Prices on the Wall
3 Act of 2026”.

4 SEC. 2. REQUIRING CERTAIN ENTITIES TO POST PRICES ON
5 THE WALLS.

(a) IN GENERAL.—Part E of title XVIII of the Social Security Act (42 U.S.C. 1395x et seq.) is amended by adding at the end the following new section:

9 "SEC. 1899D. REQUIREMENT TO POST PRICES ON THE
10 WALLS.

“(a) IN GENERAL.—Beginning January 1, 2028, each specified entity that receives payment under this title for furnishing items and services shall post conspicuously in a publicly accessible location of such entity (other than an emergency department, if applicable), in a form and manner specified by the Secretary, the amount described in subsection (b) with respect to each Centers for Medicare & Medicaid Services-specified shoppable service that

1 is furnished by the entity when provided in, as applicable,
2 the inpatient setting and outpatient department setting.

3 “(b) AMOUNT DESCRIBED.—For purposes of sub-
4 section (a), the amount described in this subsection is,
5 with respect to a Centers for Medicare & Medicaid Serv-
6 ices-specified shoppable service furnished by a specified
7 entity—

8 “(1) the discounted cash price for such service,
9 expressed as a dollar amount; or

10 “(2) in the case that no discounted cash price
11 is available for such service—

12 “(A) in the case of a specified entity de-
13 scribed in subparagraph (A) or (B) of sub-
14 section (c)(4), the median cash price charged by
15 the entity to self-pay individuals (not including
16 charity care) for such service when provided in
17 such settings for the previous 3 years, ex-
18 pressed as a dollar amount; or

19 “(B) in the case of a specified entity de-
20 scribed in subparagraph (C) or (D) of sub-
21 section (c)(4), the gross charge for such service.

22 “(c) DEFINITIONS.—In this section:

23 “(1) CENTERS FOR MEDICARE & MEDICAID
24 SERVICES-SPECIFIED SHOPPABLE SERVICE.—The
25 term ‘Centers for Medicare & Medicaid Services-

1 specified shoppable service’ means a service that is
2 on the final list of 70 CMS-specified shoppable serv-
3 ices published in the final rule titled ‘Medicare and
4 Medicaid Programs: CY 2020 Hospital Outpatient
5 PPS Policy Changes and Payment Rates and Ambu-
6 latory Surgical Center Payment System Policy
7 Changes and Payment Rates. Price Transparency
8 Requirements for Hospitals To Make Standard
9 Charges Public’ (84 Fed. Reg. 65571 (November 27,
10 2019)).

11 “(2) DISCOUNTED CASH PRICE.—The term ‘dis-
12 counted cash price’ means the charge that applies to
13 an individual who pays cash, or cash equivalent, for
14 an item or service.

15 “(3) GROSS CHARGE.—The term ‘gross charge’
16 means the charge for an individual item or service
17 that is reflected on a specified entity’s chargemaster
18 (or similar list of prices), absent any discounts.

19 “(4) SPECIFIED ENTITY.—The term ‘specified
20 entity’ means the following:

21 “(A) A hospital (as defined in section
22 1861(e)), a critical access hospital (as defined
23 in section 1861(mmm)(1)), or a rural emer-
24 gency hospital (as defined in section
25 1861(kkk)).

- 1 “(B) An ambulatory surgical center.
- 2 “(C) A laboratory.
- 3 “(D) A provider of services or supplier fur-
- 4 nishing imaging services.”.

Amend the long title so as to read: “To amend title XVIII of the Social Security Act to require certain entities to post prices on the walls.”.

